

**Levy County Board of County Commissioners**

**Agenda Item Summary**

**1. NAME/ORGANIZATION/TELEPHONE:**  
Fred Moody, County Coordinator

**2. MEETING DATE:**  
July 5, 2016

**3. REQUESTED MOTION/ACTION:**

Requesting approval for Preliminary Rate Resolution for Roadway Maintenance Service Assessments Resolution No. 2016-037.

**4. Agenda Presentation**

**Time Requested:** \_\_\_\_\_

(Request will be granted if possible)

**ALLOTTED TIME NOT MORE THAN 15 MINUTES**

**5. IS THIS ITEM BUDGETED ( IF APPLICABLE ) ? : Yes \_\_\_ No \_\_\_ IF NO, STATE ACTION REQUIRED**

BUDGET ACTION:

FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: Yes \_\_\_ No \_\_\_ BUDGET OFFICER APPROVAL \_\_\_\_\_ DATE

**6. BACKGROUND: ( WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED )**

Requesting approval for Preliminary Rate Resolution for Roadway Maintenance Service Assessments Resolution No. 2016-037..

**ALL SUPPORTING DOCUMENTATION MUST BE ATTACHED**

**7. RECOMMENDED APPROVAL AND DATE ( YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED )**

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
Yes ___ No	Yes ___ No	Yes ___ No	Yes ___ No	Yes ___ No	Yes ___ No

**8. COMMISSION ACTION:**

APPROVED

DENIED

DEFERRED    DATE TO BRING BACK:

OTHER    SPECIFY:

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**LEVY COUNTY BOARD OF COUNTY COMMISSIONERS**

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**PRELIMINARY RATE RESOLUTION**

**FOR**

**ROADWAY MAINTENANCE SERVICE ASSESSMENTS**

**RESOLUTION NO. 2016-037**

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**ADOPTED JULY 5, 2016**

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**RESOLUTION NO. 2016-037**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, RELATING TO THE PROVISION OF ROADWAY MAINTENANCE SERVICES ON SUBDIVISION ROADS; ESTABLISHING THE ESTIMATED ASSESSMENT RATES FOR ROADWAY MAINTENANCE ASSESSMENTS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; AND PROVIDING AN EFFECTIVE DATE.**

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, AS FOLLOWS:**

**SECTION 1. AUTHORITY.** This resolution is adopted pursuant to the provisions of Ordinance No. 2004-03, as codified in Article I, Chapter 78 of the Levy County Code of Ordinances (the "Ordinance"), Resolution No. 2013-33 (the "Amended and Restated Roadway Maintenance Initial Assessment Resolution"), Resolution No. 2013-39 (the "Amended and Restated Roadway Maintenance Final Assessment Resolution"), Article VIII, section 1, Florida Constitution, sections 125.01 and 125.66, Florida Statutes, and other applicable provisions of law.

**SECTION 2. PURPOSE AND DEFINITIONS.**

(A) This resolution constitutes the Preliminary Rate Resolution as defined in the Ordinance. It initiates the annual process for updating the Assessment Roll and directs the reimposition of Roadway Maintenance Service Assessments for the Fiscal Year beginning October 1, 2016.

(B) All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance, the Amended and Restated Roadway

Maintenance Initial Assessment Resolution, and the Amended and Restated Roadway Maintenance Final Assessment Resolution. Unless the context indicates otherwise, words imparting the singular number, include the plural number, and vice versa; the terms "hereof," "hereby," "herein," "hereto," "hereunder" and similar terms refer to this Resolution; and the term "hereafter" means after, and the term "heretofore" means before, the effective date of this Resolution. Words of any gender include the correlative words of the other gender, unless the sense indicates otherwise.

**SECTION 3. GENERAL FINDINGS.** The legislative findings of special benefit and apportionment embodied in the Ordinance, the Amended and Restated Roadway Maintenance Initial Assessment Resolution and the Amended and Restated Roadway Maintenance Final Assessment Resolution are affirmed and incorporated herein by reference.

**SECTION 4. ESTIMATED ASSESSED COST.**

(A) The total estimated Assessed Cost to be assessed and apportioned among all Lots within each MSBU to provide the Roadway Maintenance Services for the Fiscal Year commencing October 1, 2016, including an estimated Annual Maintenance Component, an estimated Collection Cost Component, and an estimated Statutory Discount Amount is as follows:

MT Road #	Neighborhood	Maintenance Costs	Study Costs/ Annual	Tax Collector @ 2%	Statutory Discount @ 5%	10% Reserve	Total Assessed Costs
101	HEATHERWOOD DRIVE	\$345.07	\$16.80	\$8.73	\$21.81	\$43.61	\$436.03
102	MATTHEWS ROAD RALEIGH OAKS	\$1,790.78	\$87.19	\$45.26	\$113.14	\$226.27	\$2,262.65
103	LYNN ROAD RALEIGH OAKS	\$2,115.43	\$103.00	\$53.46	\$133.65	\$267.29	\$2,672.84
104	EMERALD FOREST	\$3,559.33	\$173.30	\$89.95	\$224.86	\$449.72	\$4,497.17
105	WILLISTON HIGHLANDS UNIT 5	\$41,491.98	\$2,020.23	\$1,048.49	\$2,621.22	\$5,242.44	\$52,424.36
106	WILLISTON HIGHLANDS UNIT 7	\$21,211.30	\$1,032.77	\$536.01	\$1,340.01	\$2,680.02	\$26,800.12

MT Road #	Neighborhood	Maintenance Costs	Study Costs/ Annual	Tax Collector @ 2%	Statutory Discount @ 5%	10% Reserve	Total Assessed Costs
107	WILLISTON HIGHLANDS UNIT 12	\$45,318.79	\$2,206.56	\$1,145.19	\$2,862.98	\$5,725.95	\$57,259.47
108	KINGS HILLS	\$4,544.80	\$221.29	\$114.85	\$287.12	\$574.23	\$5,742.29
109	MEADOWLAND DR IN MEADOWLAND ESTATES	\$668.16	\$32.53	\$16.89	\$42.22	\$84.43	\$844.24
110	GREENHILLS	\$1,980.98	\$96.45	\$50.06	\$125.15	\$250.30	\$2,502.95
111	STEEPLECHASE FARMS	\$13,338.36	\$649.44	\$337.06	\$842.65	\$1,685.29	\$16,852.81
112	TAMARON BLVD IN THE FARMS AT WILLISTON UNIT 2	\$3,146.98	\$153.23	\$79.53	\$198.81	\$397.62	\$3,976.17
113	PINE ROAD IN PINEDEROSA	\$569.96	\$27.75	\$14.41	\$36.01	\$72.02	\$720.16
201	EMANUEL DR IN JORDAN ESTATES	\$1,484.41	\$72.28	\$37.52	\$93.78	\$187.56	\$1,875.55
203	SPANISH TRACE	\$866.62	\$42.20	\$21.91	\$54.76	\$109.51	\$1,095.01
204	SPANISH TRACE 1ST ADDN	\$1,895.08	\$92.27	\$47.89	\$119.73	\$239.45	\$2,394.43
205	LONG POND LANDING & 1ST & 2ND ADDs	\$2,774.35	\$135.08	\$70.11	\$175.27	\$350.54	\$3,505.36
206	QUAIL & DELMA IN COUNTRYSIDE ESTATES	\$3,355.60	\$163.38	\$84.80	\$211.99	\$423.98	\$4,239.76
207	SALLS LANE IN SHADY ACRES	\$1,065.05	\$51.86	\$26.92	\$67.29	\$134.58	\$1,345.71
208	PINE MEADOWS	\$3,428.17	\$166.92	\$86.63	\$216.58	\$433.15	\$4,331.45
209	BRYAN & DRUMMOND IN LONG POND OAKS	\$948.49	\$46.18	\$23.97	\$59.93	\$119.85	\$1,198.42
210	N CHIEFLAND DR IN N CHIEFLAND ESTATES	\$6,823.46	\$332.23	\$172.43	\$431.07	\$862.14	\$8,621.33
301	LAY STREET IN CANNON HOMESITES	\$647.69	\$31.54	\$16.37	\$40.92	\$81.84	\$818.36
302	STARTING POINT	\$3,356.17	\$163.41	\$84.81	\$212.03	\$424.05	\$4,240.48
303	THRASHER & STAR IN NORTH STAR RANCHETTES	\$2,122.71	\$103.36	\$53.65	\$134.11	\$268.21	\$2,682.04
304	WHISPERING OAKS UNIT 2	\$5,309.53	\$258.52	\$134.18	\$335.43	\$670.86	\$6,708.53
305	WILD HOG RD IN WACCASASSA RIVER ACRES	\$772.30	\$37.60	\$19.52	\$48.80	\$97.59	\$975.82
307	KING RANCH RANCHETTES 1ST ADD	\$1,264.55	\$61.57	\$31.96	\$79.89	\$159.78	\$1,597.76
309	TRIPLE CROWN FARMS UNIT 1, 2 & 3	\$10,997.27	\$535.45	\$277.90	\$694.75	\$1,389.49	\$13,894.87
312	LANGLEY & HITCHCOCK IN LANGLEY ESTATES	\$1,627.10	\$79.22	\$41.12	\$102.80	\$205.59	\$2,055.84
313	DONNA LANE IN ROLLING PINES UNIT 2	\$1,885.17	\$91.79	\$47.64	\$119.10	\$238.19	\$2,381.89
314	ALL ROADS IN MORGAN FARMS	\$18,288.06	\$890.44	\$462.14	\$1,155.34	\$2,310.67	\$23,106.65
315	KING RANCH OF FL RANCHETTES 2ND ADD	\$713.88	\$34.76	\$18.05	\$45.11	\$90.21	\$902.01
401	MAGNOLIA STREET IN DOERUN	\$1,870.68	\$91.08	\$47.28	\$118.19	\$236.37	\$2,363.61
404	FAWN DR IN FAWNWOOD ESTATES	\$1,421.95	\$69.24	\$35.94	\$89.84	\$179.67	\$1,796.64
405	GIBB & SUNSHINE IN SUNSHINE ESTATES 1ST ADD	\$2,782.66	\$135.49	\$70.32	\$175.80	\$351.59	\$3,515.86
407	CEDAR PINES U NIT 2	\$1,501.43	\$73.11	\$37.95	\$94.86	\$189.71	\$1,897.06
408	COUNTRY WALK UNIT 2	\$1,461.35	\$71.15	\$36.93	\$92.33	\$184.65	\$1,846.42
410	DEERE RIVER ESTATES	\$424.33	\$20.66	\$10.73	\$26.81	\$53.62	\$536.16
411	SUNSHINE ESTATES 3RD ADD	\$2,943.48	\$143.32	\$74.39	\$185.96	\$371.91	\$3,719.06
412	MEADOWVIEW ESTATES 1ST ADD	\$625.86	\$30.47	\$15.82	\$39.54	\$79.08	\$790.78
413	RIDGEVIEW RD	\$421.81	\$20.54	\$10.66	\$26.65	\$53.30	\$532.96
414	SUMNER PLACE	\$2,047.52	\$99.69	\$51.75	\$129.36	\$258.71	\$2,587.04
415	ARROWOOD	\$212.46	\$10.35	\$5.37	\$13.43	\$26.85	\$268.46
416	CEDAR PINES IN CEDAR PINES UNIT 3	\$793.66	\$38.64	\$20.06	\$50.15	\$100.29	\$1,002.81
418	CHIEFLAND WOODS UNIT 2 PHASE 1	\$393.94	\$19.18	\$9.96	\$24.89	\$49.78	\$497.76
419	LONG POND PARADISE	\$394.50	\$19.21	\$9.97	\$24.93	\$49.85	\$498.46
422	NW 72 TER IN TISHOMINGO PLANTATION	\$515.50	\$25.10	\$13.03	\$32.57	\$65.14	\$651.35
423	TIMBER RIDGE	\$1,650.62	\$80.37	\$41.72	\$104.28	\$208.56	\$2,085.55
424	BUCK BAY PHASE 1	\$902.60	\$43.95	\$22.81	\$57.03	\$114.05	\$1,140.44

MT Road #	Neighborhood	Maintenance Costs	Study Costs/ Annual	Tax Collector @ 2%	Statutory Discount @ 5%	10% Reserve	Total Assessed Costs
425	OAK MEADOWS PH 1 & 2	\$648.33	\$31.57	\$16.39	\$40.96	\$81.92	\$819.17
503	QUAIL AVE IN QUAIL RUN UNIT 2	\$123.55	\$6.02	\$3.13	\$7.81	\$15.62	\$156.13
505	NE 68TH LANE IN DEERFIELD ESTATES	\$257.15	\$12.52	\$6.50	\$16.25	\$32.50	\$324.92
506	NE 49TH ST IN ROCK WOOD	\$94.88	\$4.62	\$2.40	\$6.00	\$12.00	\$119.91
	COTTON WOOD	\$264.14	\$12.87	\$6.68	\$16.69	\$33.38	\$33.76
	MEADOW WOOD PHASE 1 & 2	\$450.01	\$21.92	\$11.38	\$28.44	\$56.87	\$568.63

(B) The Assessed Cost of the Roadway Maintenance Services will be funded through the reimposition of Assessments against property located in the MSBUs in the manner set forth in this Preliminary Rate Resolution.

**SECTION 5. ASSESSMENT ROLL.**

(A) The County Coordinator is hereby directed to prepare the updated Roadway Maintenance Services Assessment Roll for the Fiscal Year commencing October 1, 2016, in the manner provided in the Ordinance. The County Coordinator shall apportion the Assessed Cost for each MSBU among the parcels of real property within each MSBU as reflected on the Tax Roll in conformity with this Preliminary Rate Resolution.

(B) A copy of the Ordinance, the Amended and Restated Roadway Maintenance Initial Assessment Resolution, the Amended and Restated Roadway Maintenance Final Assessment Resolution, the Preliminary Rate Resolution, documentation related to the estimated Assessed Cost, and the updated Roadway Maintenance Service Assessment Roll shall be maintained on file in the offices of the County Coordinator and open to public inspection. The foregoing shall not be construed to require that the Roadway Maintenance Service Assessment Roll be in printed form if

the amount of the Assessment for each Tax Parcel can be determined by use of a computer terminal available to the public.

**SECTION 6. PUBLIC HEARING.** There is hereby established a public hearing to be held by the Board at 6:00 p.m. on September 13, 2016, to consider (A) reimposition of the Roadway Maintenance Service Assessments, and (B) collection of the Roadway Maintenance Services Assessments pursuant to the Uniform Assessment Collection Act.

**SECTION 7. NOTICE BY PUBLICATION.** Upon completion of the materials required by Section 5 hereof, the County Coordinator shall publish a notice of the public hearing authorized by Section 6 hereof in the manner and the time provided in Section 78-10 of the Ordinance. The notice shall be published no later than August 23, 2016, in substantially the form attached hereto as Appendix A.

**SECTION 8. NOTICE BY MAIL.** Pursuant to section 200.069(10)(a), Florida Statutes, and with agreement of the Property Appraiser, the Board elects to combine notice of the public hearing authorized by Section 6 hereof with the truth-in-millage notification required pursuant to section 200.069, Florida Statutes. Such mailed notice shall be in the form required by section 200.069(10)(a), Florida Statutes, and consistent with the Uniform Assessment Collection Act and the Ordinance for the purpose of imposing Roadway Maintenance Service Assessments for the Fiscal Year beginning October 1, 2016. All first class mailed notices must be mailed no later than August 23, 2016.

## **SECTION 9. IMPOSITION OF ASSESSMENTS.**

(A) Roadway Maintenance Service Assessments shall be reimposed against all Tax Parcels within the MSBUs for the provision of the Roadway Maintenance Services therein for the Fiscal Year commencing on October 1, 2016. The annual Roadway Maintenance Service Assessment will be included on the ad valorem tax bill to be mailed in November 2016. The Roadway Maintenance Service Assessment for the Fiscal Year commencing on October 1, 2016 shall constitute a lien upon the Tax Parcels located in the MSBUs, pursuant to the Ordinance.

(B) The Roadway Maintenance Service Assessment amount for the Fiscal Year commencing on October 1, 2016, shall be calculated and apportioned by (1) dividing (a) the number of Lots attributable to each Tax Parcel by (b) the total number of Lots attributable to Tax Parcels within each individual MSBU, and (2) multiplying the result by the estimated Assessed Cost established for each MSBU in Section 4 hereof.

(C) Based upon the Assessed Costs for each MSBU, as provided in Section 4 of this Preliminary Rate Resolution, and the apportionment methodology specified in the Amended and Restated Roadway Maintenance Initial Annual Resolution and herein, the estimated Roadway Maintenance Service Assessments provided below are hereby established to fund the specified Assessed Costs for each MSBU determined to be assessed in the Fiscal Year commencing October 1, 2016.

<b>MT Road #</b>	<b>Neighborhood</b>	<b>Annual Assessable Costs</b>	<b>Units</b>	<b>Annual Assessment Rate Per Unit</b>
101	HEATHERWOOD DRIVE	\$436.03	3	\$146
102	MATTHEWS ROAD RALEIGH OAKS	\$2,262.65	14	\$162
103	LYNN ROAD RALEIGH OAKS	\$2,672.84	14	\$191
104	EMERALD FOREST	\$4,497.17	30	\$150
105	WILLISTON HIGHLANDS UNIT 5	\$52,424.36	871	\$61
106	WILLISTON HIGHLANDS UNIT 7	\$26,800.12	444	\$61
107	WILLISTON HIGHLANDS UNIT 12	\$57,259.47	572	\$101
108	KINGS HILLS	\$5,742.29	16	\$359
109	MEADOWLAND DR IN MEADOWLAND ESTATES	\$844.24	8	\$106
110	GREENHILLS	\$2,502.95	30	\$84
111	STEEPLECHASE FARMS	\$16,852.81	197	\$86
112	TAMARON BLVD IN THE FARMS AT WILLISTON UNIT 2	\$3,976.17	20	\$199
113	PINE ROAD IN PINEDEROSA	\$720.16	12	\$61
201	EMANUEL DR IN JORDAN ESTATES	\$1,875.55	13	\$145
203	SPANISH TRACE	\$1,095.01	100	\$11
204	SPANISH TRACE 1ST ADDN	\$2,394.43	35	\$69
205	LONG POND LANDING & 1ST & 2ND ADDs	\$3,505.36	91	\$39
206	QUAIL & DELMA IN COUNTRYSIDE ESTATES	\$4,239.76	17	\$250
207	SALLS LANE IN SHADY ACRES	\$1,345.71	14	\$97
208	PINE MEADOWS	\$4,331.45	31	\$140
209	BRYAN & DRUMMOND IN LONG POND OAKS	\$1,198.42	9	\$134
210	N CHIEFLAND DR IN N CHIEFLAND ESTATES	\$8,621.33	27	\$320
301	LAY STREET IN CANNON HOMESITES	\$818.36	7	\$117
302	STARTING POINT	\$4,240.48	49	\$87
303	THRASHER & STAR IN NORTH STAR RANCHETTES	\$2,682.04	21	\$128
304	WHISPERING OAKS UNIT 2	\$6,708.53	49	\$137
305	WILD HOG RD IN WACCASASSA RIVER ACRES	\$975.82	13	\$76
307	KING RANCH RANCHETTES 1ST ADD	\$1,597.76	14	\$115
309	TRIPLE CROWN FARMS UNIT 1, 2 & 3	\$13,894.87	184	\$76
312	LANGLEY & HITCHCOCK IN LANGLEY ESTATES	\$2,055.84	33	\$63
313	DONNA LANE IN ROLLING PINES UNIT 2	\$2,381.89	22	\$109
314	ALL ROADS IN MORGAN FARMS	\$23,106.65	134	\$173
315	KING RANCH OF FL RANCHETTES 2ND ADD	\$902.01	13	\$70
401	MAGNOLIA STREET IN DOERUN	\$2,363.61	31	\$77
404	FAWN DR IN FAWNWOOD ESTATES	\$1,796.64	24	\$75
405	GIBB & SUNSHINE IN SUNSHINE ESTATES 1ST ADD	\$3,515.86	12	\$293
407	CEDAR PINES UNIT 2	\$1,897.06	14	\$136
408	COUNTRY WALK UNIT 2	\$1,846.42	15	\$124
410	DEERE RIVER ESTATES	\$536.16	44	\$13
411	SUNSHINE ESTATES 3RD ADD	\$3,719.06	11	\$339

<b>MT Road #</b>	<b>Neighborhood</b>	<b>Annual Assessable Costs</b>	<b>Units</b>	<b>Annual Assessment Rate Per Unit</b>
412	MEADOWVIEW ESTATES 1ST ADD	\$790.78	7	\$113
413	RIDGEVIEW RD	\$532.96	7	\$77
414	SUMNER PLACE	\$2,587.04	23	\$113
415	ARROWOOD	\$268.46	7	\$39
416	CEDAR PINES IN CEDAR PINES UNIT 3	\$1,002.81	16	\$63
418	CHIEFLAND WOODS UNIT 2 PHASE 1	\$497.76	15	\$34
419	LONG POND PARADISE	\$498.46	23	\$22
422	NW 72 TER IN TISHOMINGO PLANTATION	\$651.35	47	\$14
423	TIMBER RIDGE	\$2,085.55	18	\$116
424	BUCK BAY PHASE 1	\$1,140.44	39	\$30
425	OAK MEADOWS PH 1 & 2	\$819.17	67	\$13
503	QUAIL AVE IN QUAIL RUN UNIT 2	\$156.13	29	\$6
505	NE 68TH LANE IN DEERFIELD ESTATES	\$324.92	8	\$41
506	NE 49TH ST IN ROCK WOOD	\$119.91	16	\$8
	COTTON WOOD	\$333.76	9	\$38
	MEADOW WOOD PHASE 1 & 2	\$568.63	32	\$18

**SECTION 10. METHOD OF COLLECTION.** The Roadway Maintenance Service Assessments shall be collected pursuant to the Uniform Assessment Collection Act.

**SECTION 11. APPLICATION OF ASSESSMENT PROCEEDS.** Proceeds derived by the County from the Roadway Maintenance Service Assessments will be utilized for the provision of Roadway Maintenance Services within the MSBU from which the Roadway Maintenance Service Assessments were collected. In the event there is any fund balance remaining at the end of the Fiscal Year, such balance shall be carried forward and used only to fund Roadway Maintenance Services within the MSBU from which the fund balance was collected.

**SECTION 12. SEVERABILITY.** If any clause, section or provision of this Resolution shall be declared unconstitutional or invalid for any reason or cause, the

remaining portion of said Resolution shall be in full force and effect and be valid as if such invalid portion thereof had not been incorporated herein.

**SECTION 13. EFFECTIVE DATE.** This Resolution shall take effect immediately upon its adoption.

**DULY ADOPTED** this 5th day of July, 2016.

**BOARD OF COUNTY COMMISSIONERS OF  
LEVY COUNTY, FLORIDA**

By: \_\_\_\_\_  
John Meeks, Chairman

(SEAL)  
ATTEST:

By: \_\_\_\_\_  
Danny J. Shipp, County Clerk

APPROVED AS TO FORM AND  
CORRECTNESS

By: \_\_\_\_\_  
Anne Bast Brown, County Attorney

**APPENDIX A**  
**FORM OF NOTICE TO BE PUBLISHED**

## APPENDIX A

### FORM OF NOTICE TO BE PUBLISHED

To Be Published by August 23, 2016

[INSERT MAP OF MSBUs]

#### NOTICE OF HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF SPECIAL ASSESSMENTS IN THE ROADWAY MAINTENANCE SERVICE MUNICIPAL SERVICE BENEFIT UNIT

Notice is hereby given that the Levy County Board of Commissioners will conduct a public hearing to consider reimposing non-ad valorem special assessments for the provision of roadway maintenance services within the boundaries of the following municipal service benefit units for the Fiscal Year beginning October 1, 2016 and to authorize collection of such assessments on the tax bill. The following table reflects the proposed municipal service benefit units and the proposed Roadway Maintenance Service Assessment schedule for the Fiscal Year beginning October 1, 2016:

MT Road #	Neighborhood	Annual Assessable Costs	Units	Annual Assessment Rate Per Unit
101	HEATHERWOOD DRIVE	\$436.03	3	\$146
102	MATTHEWS ROAD RALEIGH OAKS	\$2,262.65	14	\$162
103	LYNN ROAD RALEIGH OAKS	\$2,672.84	14	\$191
104	EMERALD FOREST	\$4,497.17	30	\$150
105	WILLISTON HIGHLANDS UNIT 5	\$52,424.36	871	\$61
106	WILLISTON HIGHLANDS UNIT 7	\$26,800.12	444	\$61
107	WILLISTON HIGHLANDS UNIT 12	\$57,259.47	572	\$101
108	KINGS HILLS	\$5,742.29	16	\$359
109	MEADOWLAND DR IN MEADOWLAND ESTATES	\$844.24	8	\$106
110	GREENHILLS	\$2,502.95	30	\$84
111	STEEPLECHASE FARMS	\$16,852.81	197	\$86
112	TAMARON BLVD IN THE FARMS AT WILLISTON UNIT 2	\$3,976.17	20	\$199
113	PINE ROAD IN PINEDEROSA	\$720.16	12	\$61
201	EMANUEL DR IN JORDAN ESTATES	\$1,875.55	13	\$145
203	SPANISH TRACE	\$1,095.01	100	\$11
204	SPANISH TRACE 1ST ADDN	\$2,394.43	35	\$69

MT Road #	Neighborhood	Annual Assessable Costs	Units	Annual Assessment Rate Per Unit
205	LONG POND LANDING & 1ST & 2ND ADDs	\$3,505.36	91	\$39
206	QUAIL & DELMA IN COUNTRYSIDE ESTATES	\$4,239.76	17	\$250
207	SALLS LANE IN SHADY ACRES	\$1,345.71	14	\$97
208	PINE MEADOWS	\$4,331.45	31	\$140
209	BRYAN & DRUMMOND IN LONG POND OAKS	\$1,198.42	9	\$134
210	N CHIEFLAND DR IN N CHIEFLAND ESTATES	\$8,621.33	27	\$320
301	LAY STREET IN CANNON HOMESITES	\$818.36	7	\$117
302	STARTING POINT	\$4,240.48	49	\$87
303	THRASHER & STAR IN NORTH STAR RANCHETTES	\$2,682.04	21	\$128
304	WHISPERING OAKS UNIT 2	\$6,708.53	49	\$137
305	WILD HOG RD IN WACCASASSA RIVER ACRES	\$975.82	13	\$76
307	KING RANCH RANCHETTES 1ST ADD	\$1,597.76	14	\$115
309	TRIPLE CROWN FARMS UNIT 1, 2 & 3	\$13,894.87	184	\$76
312	LANGLEY & HITCHCOCK IN LANGLEY ESTATES	\$2,055.84	33	\$63
313	DONNA LANE IN ROLLING PINES UNIT 2	\$2,381.89	22	\$109
314	ALL ROADS IN MORGAN FARMS	\$23,106.65	134	\$173
315	KING RANCH OF FL RANCHETTES 2ND ADD	\$902.01	13	\$70
401	MAGNOLIA STREET IN DOERUN	\$2,363.61	31	\$77
404	FAWN DR IN FAWNWOOD ESTATES	\$1,796.64	24	\$75
405	GIBB & SUNSHINE IN SUNSHINE ESTATES 1ST ADD	\$3,515.86	12	\$293
407	CEDAR PINES UNIT 2	\$1,897.06	14	\$136
408	COUNTRY WALK UNIT 2	\$1,846.42	15	\$124
410	DEERE RIVER ESTATES	\$536.16	44	\$13
411	SUNSHINE ESTATES 3RD ADD	\$3,719.06	11	\$339
412	MEADOWVIEW ESTATES 1ST ADD	\$790.78	7	\$113
413	RIDGEVIEW RD	\$532.96	7	\$77
414	SUMNER PLACE	\$2,587.04	23	\$113
415	ARROWOOD	\$268.46	7	\$39
416	CEDAR PINES IN CEDAR PINES UNIT 3	\$1,002.81	16	\$63
418	CHIEFLAND WOODS UNIT 2 PHASE 1	\$497.76	15	\$34
419	LONG POND PARADISE	\$498.46	23	\$22
422	NW 72 TER IN TISHOMINGO PLANTATION	\$651.35	47	\$14
423	TIMBER RIDGE	\$2,085.55	18	\$116
424	BUCK BAY PHASE 1	\$1,140.44	39	\$30
425	OAK MEADOWS PH 1 & 2	\$819.17	67	\$13
503	QUAIL AVE IN QUAIL RUN UNIT 2	\$156.13	29	\$6
505	NE 68TH LANE IN DEERFIELD ESTATES	\$324.92	8	\$41
506	NE 49TH ST IN ROCK WOOD	\$119.91	16	\$8
	COTTON WOOD	\$333.76	9	\$38
	MEADOW WOOD PHASE 1 & 2	\$568.63	32	\$18

The hearing will be held at 6:00 p.m. on September 13, 2016, in the County

Commission meeting room, Levy County Courthouse, 355 South Court Street, Bronson, Florida, for the purpose of receiving public comment on the proposed municipal service benefit units and the special assessments. All affected property owners have a right to appear at the hearing and to file written objections with the County Commission within 20 days of this notice.

Pursuant to section 286.0105, Florida Statutes, if you decide to appeal any decision made by the County Commission with respect to any matter considered at the hearing or at any subsequent meeting to which the Board has continued its deliberations, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the County Clerk's Office at (352) 486-5266 at least seven days prior to the date of the hearing. Hearing impaired persons can access the foregoing telephone number by contacting the Florida Relay Service at 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD).

The assessment for each parcel of property will be based upon the total number of lots on which a Single-Family Residential Unit has been or can be constructed or sited in accordance with applicable laws and regulations on the date the assessment is imposed. A more specific description of the services, the municipal service benefit units, and the method of computing the assessment for each parcel of property are set forth in the Preliminary Rate Resolution adopted by the County Commission on July 5, 2016. Copies of the Master Service Assessment Ordinance, the Amended and

Restated Roadway Maintenance Initial Assessment Resolution, the Amended and Restated Roadway Maintenance Final Assessment Resolution, the Preliminary Rate Resolution and the updated Assessment Roll are available for inspection at the office of the County Coordinator, located at the Levy County Administration Building, 355 South Court Street, Bronson, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2016, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title.

If you have any questions, please contact the County Coordinator's Office at (352) 486-5218, Monday through Friday between 8:30 a.m. and 5:00 p.m.

**BOARD OF COUNTY COMMISSIONERS OF LEVY  
COUNTY, FLORIDA**

**APPENDIX A**

**FORM OF NOTICE TO BE PUBLISHED**

## APPENDIX A

### FORM OF NOTICE TO BE PUBLISHED

To Be Published by August 23, 2016

[INSERT MAP OF MSBUs]

#### NOTICE OF HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF SPECIAL ASSESSMENTS IN THE ROADWAY MAINTENANCE SERVICE MUNICIPAL SERVICE BENEFIT UNIT

Notice is hereby given that the Levy County Board of Commissioners will conduct a public hearing to consider reimposing non-ad valorem special assessments for the provision of roadway maintenance services within the boundaries of the following municipal service benefit units for the Fiscal Year beginning October 1, 2016 and to authorize collection of such assessments on the tax bill. The following table reflects the proposed municipal service benefit units and the proposed Roadway Maintenance Service Assessment schedule for the Fiscal Year beginning October 1, 2016:

MT Road #	Neighborhood	Annual Assessable Costs	Units	Annual Assessment Rate Per Unit
101	HEATHERWOOD DRIVE	\$436.03	3	\$146
102	MATTHEWS ROAD RALEIGH OAKS	\$2,262.65	14	\$162
103	LYNN ROAD RALEIGH OAKS	\$2,672.84	14	\$191
104	EMERALD FOREST	\$4,497.17	30	\$150
105	WILLISTON HIGHLANDS UNIT 5	\$52,424.36	871	\$61
106	WILLISTON HIGHLANDS UNIT 7	\$26,800.12	444	\$61
107	WILLISTON HIGHLANDS UNIT 12	\$57,259.47	572	\$101
108	KINGS HILLS	\$5,742.29	16	\$359
109	MEADOWLAND DR IN MEADOWLAND ESTATES	\$844.24	8	\$106
110	GREENHILLS	\$2,502.95	30	\$84
111	STEEPLECHASE FARMS	\$16,852.81	197	\$86
112	TAMARON BLVD IN THE FARMS AT WILLISTON UNIT 2	\$3,976.17	20	\$199
113	PINE ROAD IN PINEDEROSA	\$720.16	12	\$61
201	EMANUEL DR IN JORDAN ESTATES	\$1,875.55	13	\$145
203	SPANISH TRACE	\$1,095.01	100	\$11
204	SPANISH TRACE 1ST ADDN	\$2,394.43	35	\$69
205	LONG POND LANDING & 1ST & 2ND ADDs	\$3,505.36	91	\$39

MT Road #	Neighborhood	Annual Assessable Costs	Units	Annual Assessment Rate Per Unit
206	QUAIL & DELMA IN COUNTRYSIDE ESTATES	\$4,239.76	17	\$250
207	SALLS LANE IN SHADY ACRES	\$1,345.71	14	\$97
208	PINE MEADOWS	\$4,331.45	31	\$140
209	BRYAN & DRUMMOND IN LONG POND OAKS	\$1,198.42	9	\$134
210	N CHIEFLAND DR IN N CHIEFLAND ESTATES	\$8,621.33	27	\$320
301	LAY STREET IN CANNON HOMESITES	\$818.36	7	\$117
302	STARTING POINT	\$4,240.48	49	\$87
303	THRASHER & STAR IN NORTH STAR RANCHETTES	\$2,682.04	21	\$128
304	WHISPERING OAKS UNIT 2	\$6,708.53	49	\$137
305	WILD HOG RD IN WACCASASSA RIVER ACRES	\$975.82	13	\$76
307	KING RANCH RANCHETTES 1ST ADD	\$1,597.76	14	\$115
309	TRIPLE CROWN FARMS UNIT 1, 2 & 3	\$13,894.87	184	\$76
312	LANGLEY & HITCHCOCK IN LANGLEY ESTATES	\$2,055.84	33	\$63
313	DONNA LANE IN ROLLING PINES UNIT 2	\$2,381.89	22	\$109
314	ALL ROADS IN MORGAN FARMS	\$23,106.65	134	\$173
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The hearing will be held at 6:00 p.m. on September 13, 2016, in the County Commission meeting room, Levy County Courthouse, 355 South Court Street, Bronson,

Florida, for the purpose of receiving public comment on the proposed municipal service benefit units and the special assessments. All affected property owners have a right to appear at the hearing and to file written objections with the County Commission within 20 days of this notice.

Pursuant to section 286.0105, Florida Statutes, if you decide to appeal any decision made by the County Commission with respect to any matter considered at the hearing or at any subsequent meeting to which the Board has continued its deliberations, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the County Clerk's Office at (352) 486-5266 at least seven days prior to the date of the hearing. Hearing impaired persons can access the foregoing telephone number by contacting the Florida Relay Service at 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD).

The assessment for each parcel of property will be based upon the total number of lots on which a Single-Family Residential Unit has been or can be constructed or sited in accordance with applicable laws and regulations on the date the assessment is imposed. A more specific description of the services, the municipal service benefit units, and the method of computing the assessment for each parcel of property are set forth in the Preliminary Rate Resolution adopted by the County Commission on July 5, 2016. Copies of the Master Service Assessment Ordinance, the Amended and Restated Roadway Maintenance Initial Assessment Resolution, the Amended and Restated Roadway Maintenance Final Assessment Resolution, the Preliminary Rate

Resolution and the updated Assessment Roll are available for inspection at the office of the County Coordinator, located at the Levy County Administration Building, 355 South Court Street, Bronson, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2016, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title.

If you have any questions, please contact the County Coordinator's Office at (352) 486-5218, Monday through Friday between 8:30 a.m. and 5:00 p.m.

**BOARD OF COUNTY COMMISSIONERS OF LEVY  
COUNTY, FLORIDA**

**Levy County Board of County Commissioners**

**Agenda Item Summary**

1. **NAME/ORGANIZATION/TELEPHONE:**  
Fred Moody, County Coordinator

2. **MEETING DATE:**  
July 5, 2016

3. **REQUESTED MOTION/ACTION:**

Requesting approval for Preliminary EMS Tax Assessment Rate Resolution. Resolution No. 2016-035.

4. **Agenda Presentation**

**Time Requested:** \_\_\_\_\_  
(Request will be granted if possible)

**ALLOTTED TIME NOT  
MORE THAN 15 MINUTES**

5. **IS THIS ITEM BUDGETED ( IF APPLICABLE) ? : YES\_ NO\_ IF NO, STATE ACTION REQUIRED**

BUDGET ACTION:

FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: YES\_\_ NO\_\_ BUDGET OFFICER APPROVAL \_\_\_\_\_ DATE

6. **BACKGROUND: ( WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED)**

Requesting approval for Preliminary EMS Tax Assessment Rate Resolution. Resolution No. 2016-035.

**ALL SUPPORTING DOCUMENTATION MUST BE ATTACHED**

7. **RECOMMENDED APPROVAL AND DATE ( YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED)**

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
YES__ NO	YES__ NO	YES__ NO	YES__ NO	YES__ NO	YES__ NO

8. **COMMISSION ACTION:**

APPROVED

DENIED

DEFERRED    DATE TO BRING BACK:

OTHER    SPECIFY:

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**LEVY COUNTY BOARD OF COUNTY COMMISSIONERS**

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**PRELIMINARY EMS TAX ASSESSMENT RATE RESOLUTION  
RESOLUTION NO. 2016-035**

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**ADOPTED JULY 5, 2016**

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**RESOLUTION NO. 2016-035**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, RELATING TO THE PROVISION OF EMERGENCY MEDICAL SERVICES, FACILITIES AND PROGRAMS IN LEVY COUNTY, FLORIDA; PROVIDING DEFINITIONS; PROVIDING CERTAIN LEGISLATIVE FINDINGS; DESCRIBING THE METHOD OF APPORTIONING EMERGENCY MEDICAL COSTS AGAINST BENEFITTED PROPERTY LOCATED WITHIN THE COUNTY; DIRECTING THE PREPARATION OF AN EMS TAX ASSESSMENT ROLL; PROVIDING FOR A VACANCY ADJUSTMENT; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; AND PROVIDING AN EFFECTIVE DATE.**

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA:**

**SECTION 1. AUTHORITY.** This resolution is adopted pursuant to the provisions of Ordinance No. 2003-10, as codified in Article III of Chapter 78 of the Levy County Code of Ordinances (the "Ordinance"), Resolution No. 2012-45 (the "Amended and Restated EMS Tax Assessment Initial Rate Resolution"), Resolution No. 2012-55 (the "Amended and Restated Final EMS Tax Assessment Rate Resolution"), sections 125.01, 125.66, and 125.271, Florida Statutes, and other applicable provisions of law.

**SECTION 2. PURPOSE AND DEFINITIONS.**

(A) This resolution constitutes the Preliminary Rate Resolution as defined in the Ordinance. It initiates the annual process for updating the Assessment Roll, directs the reimposition of EMS Tax Assessments for the Fiscal Year beginning October 1, 2016.

(B) All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance, the Amended and Restated EMS Tax

Assessment Initial Rate Resolution, and the Amended and Restated Final Tax Assessment Rate Resolution. Unless the context indicates otherwise, words imparting the singular number include the plural number, and vice versa.

**SECTION 3. PROVISION AND FUNDING OF EMERGENCY MEDICAL SERVICES.**

(A) Upon the levy of an EMS Tax Assessment for emergency medical services, facilities, or programs against Benefitted Property located within the entire unincorporated and all incorporated areas of the County, the County shall provide emergency medical services to such Benefitted Property. All or a portion of the cost to provide such emergency medical services, facilities, or programs shall be funded from proceeds of the EMS Tax Assessment. The remaining cost, if any, required to provide emergency medical services, facilities, and programs shall be funded by available revenues other than EMS Tax Assessment proceeds.

(B) It is hereby ascertained, determined, and declared that each parcel of Benefitted Property within the County will be benefitted by the County's provision of emergency medical services, facilities, and programs in an amount not less than the EMS Tax Assessment imposed against such parcel, computed in the manner set forth in this Preliminary Rate Resolution. Further, Emergency Medical Services Costs are reasonably apportioned among all Benefitted Properties within the County based upon a methodology that charges a parcel in proportion to the benefits received.

**SECTION 4. IMPOSITION AND COMPUTATION OF EMS TAX ASSESSMENT.**

As provided herein, an EMS Tax Assessment shall be imposed against all Improved

Property within the unincorporated and all incorporated areas of the County. The EMS Tax Assessment shall be computed in the manner set forth herein.

**SECTION 5. LEGISLATIVE DETERMINATIONS OF BENEFIT AND FAIR APPORTIONMENT.** The legislative determinations of benefit and fair apportionment embodied in the Ordinance, the Amended and Restated EMS Tax Assessment Initial Rate Resolution, and the Amended and Restated Final EMS Tax Assessment Rate Resolution are affirmed and incorporated herein by reference.

**SECTION 6. COST APPORTIONMENT METHODOLOGY.** The Cost Apportionment embodied in Section 6 of the Amended and Restated EMS Tax Assessment Initial Rate Resolution is affirmed and incorporated herein by reference.

**SECTION 7. PARCEL APPORTIONMENT METHODOLOGY.** The Parcel Apportionment embodied in Section 7 and Appendix C of the Amended and Restated EMS Tax Assessment Initial Rate Resolution is affirmed and incorporated herein by reference.

**SECTION 8. DETERMINATION OF EMERGENCY MEDICAL SERVICES COSTS; ESTABLISHMENT OF EMS TAX ASSESSMENT.**

(A) The Emergency Medical Services Costs to be levied and apportioned among Benefitted Property for the Fiscal Year commencing October 1, 2016, is \$3,025,813.00.

(B) The estimated EMS Tax Assessments to be levied and apportioned among Benefitted Property pursuant to the Cost Apportionment and Parcel Apportionment to generate the estimated Emergency Medical Services Cost for the

Fiscal Year commencing October 1, 2016, are hereby established as follows for the purpose of this Preliminary Rate Resolution:

<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>
<b>Residential</b>	<b>\$119.00</b>
<b>Non-Residential Property Use Categories</b>	<b>Rate Per Square Foot</b>
<b>Commercial</b>	<b>\$0.07</b>
<b>Institutional</b>	<b>\$0.19</b>
<b>Industrial/Warehouse</b>	<b>\$0.01</b>

(C) No EMS Tax Assessment shall be imposed upon a parcel of Government Property or upon a Building designated as Institutional Property whose Building use is wholly exempt from ad valorem taxation under Florida law. This exemption from the EMS Tax Assessment shall not apply to Government Leaseholds or to Government Property that is owned by federal mortgage entities, such as the VA and HUD.

(D) Any shortfall in the expected EMS Tax Assessment proceeds due to any reduction or exemption from payment of the EMS Tax Assessments required by law or authorized by the Board shall be supplemented by any legally available funds, or combination of such funds, and shall not be paid for by proceeds or funds derived from the EMS Tax Assessments. In the event a court of competent jurisdiction determines any exemption or reduction by the Board is improper or otherwise adversely affects the validity of the EMS Tax Assessment imposed for this Fiscal Year, the sole and exclusive remedy shall be the imposition of an EMS Tax Assessment upon each affected Tax Parcel in the amount of the EMS Tax Assessment that would have been otherwise imposed save for such reduction or exemption afforded to such Tax Parcel by the Board.

(E) The approval of the Estimated EMS Tax Assessment Rate Schedule by the adoption of this Preliminary Rate Resolution determines the amount of the Emergency Medical Services Costs. The remainder of such Fiscal Year budget, if any, for emergency medical services, facilities, and programs shall be funded from legally available County revenue other than EMS Tax Assessment proceeds.

(F) The estimated EMS Tax Assessments specified in the Estimated EMS Tax Assessment Rate Schedule are hereby established to fund the specified Emergency Medical Services Costs determined to be assessed in the Fiscal Year commencing October 1, 2016. No portion of such Emergency Medical Services Costs are attributable to impact fee revenue that funds capital improvements necessitated by new growth or development. Additionally, no portion of such Emergency Medical Services Costs are attributable to the County's Fire Protection Assessment program.

(G) The estimated EMS Tax Assessment established in this Preliminary Rate Resolution shall be the estimated tax rates applied by the County Coordinator in the preparation of the preliminary EMS Tax Assessment Roll for the Fiscal Year commencing October 1, 2016.

#### **SECTION 9. TAX ASSESSMENT ROLL.**

(A) The County Coordinator is hereby directed to prepare, or cause to be prepared, a preliminary EMS Tax Assessment Roll for the Fiscal Year commencing October 1, 2016, in the manner provided in the Ordinance. The EMS Tax Assessment Roll shall include all Tax Parcels of Improved Property in the Property Use Categories within the County. The County Coordinator shall apportion the estimated Emergency Medical Services Cost to be recovered through EMS Tax Assessments in the manner

set forth in this Preliminary Rate Resolution, which is designed to charge a parcel in proportion to its benefits.

(B) A copy of the Amended and Restated EMS Tax Assessment Initial Rate Resolution, the Amended and Restated Final EMS Tax Assessment Rate Resolution, this Preliminary Rate Resolution, documentation related to the estimated amount of the Emergency Medical Services Cost to be recovered through the imposition of EMS Tax Assessment, and the preliminary EMS Tax Assessment Roll shall be maintained on file in the office of the County Coordinator and open to public inspection. The foregoing shall not be construed to require that the preliminary EMS Tax Assessment Roll be in printed form if the amount of the EMS Tax Assessment for each parcel of property can be determined by the use of a computer terminal available to the public.

(C) It is hereby ascertained, determined, and declared that the method of determining the EMS Tax Assessment for emergency medical services as set forth in this Preliminary Rate Resolution is a fair and reasonable method of apportioning the Emergency Medical Services Cost among parcels of Benefitted Property located within the County.

**SECTION 10. VACANCY ADJUSTMENT.**

(A) As a consequence of the transient use and potential for significant numbers of vacancies within Mobile Home Parks and Recreational Vehicle Parks, as compared to other Residential Property and Commercial Property, respectively, and the potential sustained lack of demand for emergency medical services for unoccupied spaces, each Owner of Mobile Home Park and Recreational Vehicle Park property shall be afforded the opportunity to demonstrate, in the manner described below, the

vacancy rate in space occupancy within such property and receive a vacancy adjustment to the EMS Tax Assessments imposed upon such property.

(B) Notwithstanding any language to the contrary herein, vacant spaces in Mobile Home Park property shall not be considered Mobile Home Park Property and shall not be subject to the EMS Tax Assessments. Similarly, vacant spaces within Recreational Vehicle Park property shall not be considered Commercial Property and shall not be subject to the EMS Tax Assessments.

(C) Vacant spaces shall be those determined by the County Coordinator based on evidence of a vacancy rate provided by the Owner on or before June 1 of each year. The vacancy rate shall be defined as the percentage of available spaces within a Mobile Home Park or Recreational Vehicle Park that were vacant between January 1 through and including December 31 of the calendar year preceding the applicable deadline for the Owner's submittal of vacancy rate evidence for each year and shall be calculated as follows:

Exact Number of Permitted Sites within the park (not including overflow areas)	_____A
Times (x) Days in Reporting Period	(x 365) B
Total Possible Space Nights A x B = C (Example: 100 sites x 365 days = 36,500)	_____C
Actual Space Nights Sum of Number of Actual Occupied Spaces for Each Day in Calendar Year	_____D
Occupancy Percentage D/C = E (Example: 12,500/36,500 = 34.2%)	_____E
Vacancy Rate Subtract E from 100% (Example: 100% – 34.2% = 65.8%)	_____F

The Owner shall certify by affidavit to the County, on a form provided by the County

Coordinator, the vacancy rate for the respective time period; such certification shall be subject to verification and audit. At a minimum, such affidavit shall conclusively identify and affirm (1) the Tax Parcel, (2) the number of spaces and type of improvements in the Mobile Home Park or Recreational Vehicle Park, and (3) the vacancy rate.

(D) For any Fiscal Year, any shortfall in the expected EMS Tax Assessment proceeds due to any adjustment for extraordinary vacancy shall be supplemented by any legally available funds and shall not be paid for by proceeds or funds derived from EMS Tax Assessments.

**SECTION 11. AUTHORIZATION OF PUBLIC HEARING.** There is hereby established a public hearing to be held at 6:00 p.m. on September 13, 2016, in the County Commission meeting room in the Levy County Courthouse, 355 South Court Street, Bronson, Florida, at which time the Board will receive and consider any comments on the EMS Tax Assessment from the public and affected property owners and consider imposing EMS Tax Assessments and collecting such charges on the same bill as ad valorem taxes.

**SECTION 12. NOTICE BY PUBLICATION.** The County Coordinator shall publish a notice of the public hearing authorized by Section 11 hereof in the manner and time provided in Section 78-79 of the Ordinance. The notice shall be published no later than August 23, 2016, in substantially the form attached hereto as Appendix A.

**SECTION 13. NOTICE BY MAIL.** Pursuant to section 200.069(10)(a), Florida Statutes, and with agreement of the Property Appraiser, the Board elects to combine notice of the public hearing authorized by Section 11 hereof with the truth-in-millage notification required pursuant to section 200.069, Florida Statutes. Such mailed

notice shall be in the form required by section 200.069(10)(a), Florida Statutes, and consistent with the Uniform Assessment Collection Act and the Ordinance for the purpose of imposing EMS Tax Assessments for the Fiscal Year beginning October 1, 2016. All first class mailed notices must be mailed no later than August 23, 2016.

**SECTION 14. METHOD OF COLLECTION.** It is hereby declared that the EMS Tax Assessments shall be collected and enforced pursuant to the Uniform Assessment Collection Act as provided in Section 78-106 of the Ordinance for the Fiscal Year beginning October 1, 2016; provided, however, that any EMS Tax Assessments that are imposed against Government Leaseholds shall be collected pursuant to the procedure provided in Section 78-108 of the Ordinance.

**SECTION 15. APPLICATION OF TAX ASSESSMENT PROCEEDS.** Proceeds derived by the County from the EMS Tax Assessment will be utilized for the provision of emergency medical services, facilities, and programs within the County. In the event there is any fund balance remaining at the end of the Fiscal Year, such balance shall be carried forward and used only to fund emergency medical services, facilities, and programs within the County.

**SECTION 16. EFFECTIVE DATE.** This Preliminary Rate Resolution shall take effect immediately upon its passage and adoption.

PASSED, ADOPTED AND APPROVED THIS 5th day of July, 2016.

**BOARD OF COUNTY COMMISSIONERS  
OF LEVY COUNTY, FLORIDA**

(SEAL)

By: \_\_\_\_\_  
John Meeks, Chairman

ATTEST:

\_\_\_\_\_  
Danny J. Shipp, County Clerk

Approved for Form and Correctness:

By: \_\_\_\_\_  
Anne Bast Brown, County Attorney

**APPENDIX A**  
**FORM OF NOTICE TO BE PUBLISHED**

To Be Published by August 23, 2016

**NOTICE OF HEARING TO IMPOSE AND  
PROVIDE FOR COLLECTION OF  
EMS TAX ASSESSMENT**

Notice is hereby given that the County Commission of Levy County will conduct a public hearing to consider the imposition of an annual emergency medical services tax assessment for the provision of emergency medical services within the unincorporated and all incorporated areas of Levy County pursuant to section 125.271, Florida Statutes, and to collect said tax assessment on the same bill as ad valorem taxes.

The hearing will be held at 6:00 p.m. on September 13, 2016, in the County Commission meeting room in the Levy County Courthouse, 355 South Court Street, Bronson, Florida, for the purpose of receiving public comment on the proposed assessments. All affected property owners have a right to appear at the hearing and to file written objections with the County Commission within 20 days of this notice. If a person decides to appeal any decision made by the County Commission with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the County Clerk's Office at (352) 486-5266, at least two (2) days prior to the date of the hearing. Hearing impaired persons can access the foregoing telephone number by contacting the Florida Relay Service at 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD).

The tax for each parcel of property will be based upon each parcel's classification and the total number of billing units on the parcel. The following table reflects the proposed EMS Tax Assessment rates to be levied for the Fiscal Year beginning October 1, 2016, and each year thereafter.

**EMS TAX ASSESSMENT RATES FOR FY 2016-2017**

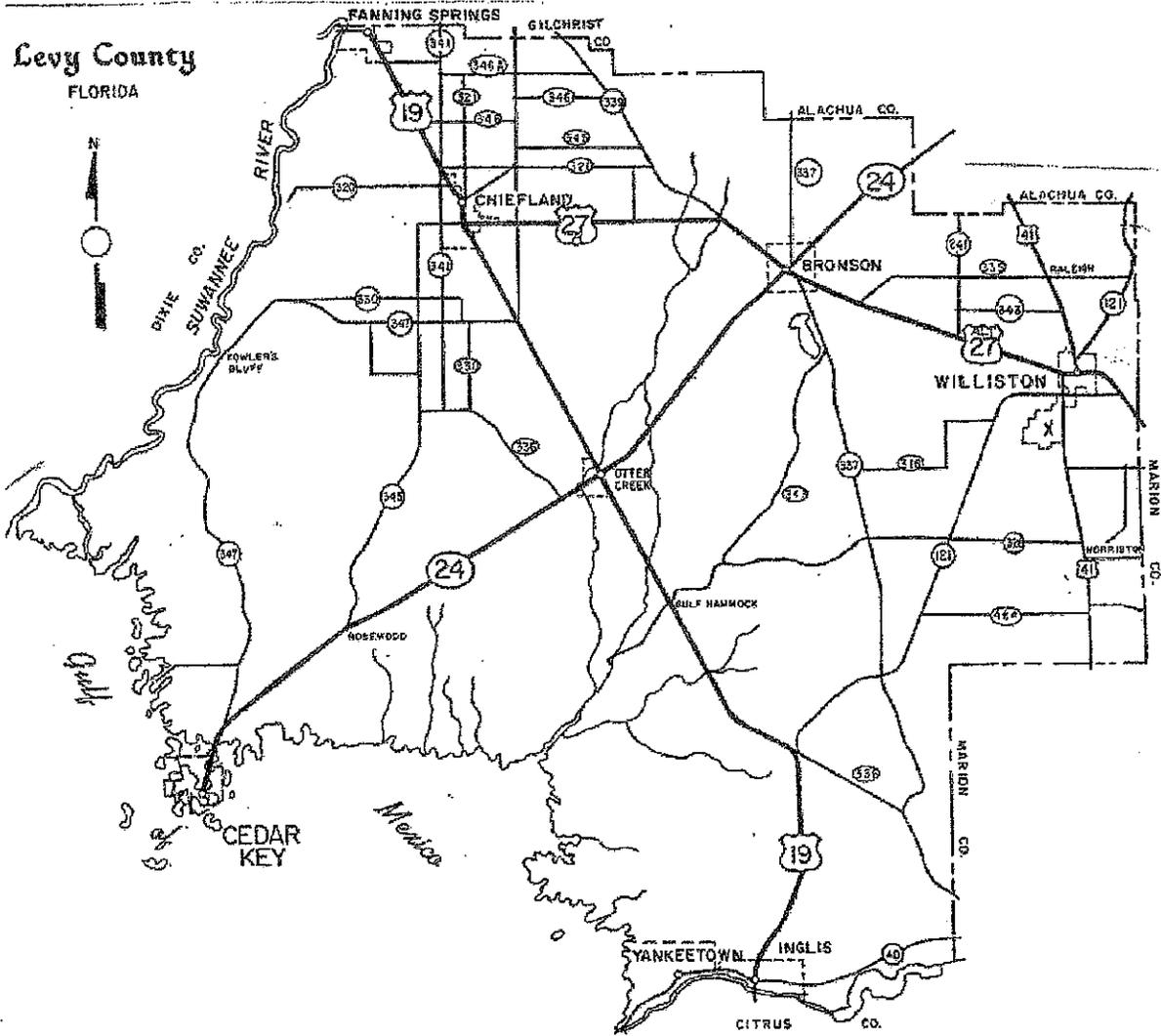
<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>	
<b>Residential</b>	<b>\$119.00</b>	
<b>Non-Residential Property Use Categories</b>		<b>Rate Per Square Foot</b>
<b>Commercial</b>	<b>\$0.07</b>	
<b>Institutional</b>	<b>\$0.19</b>	
<b>Industrial/Warehouse</b>	<b>\$0.01</b>	

Copies of the EMS Tax Assessment Apportionment and Collection Ordinance, the Amended and Restated EMS Tax Assessment Initial Rate Resolution, the Amended and Restated Final EMS Tax Assessment Rate Resolution, the Preliminary Rate Resolution and the preliminary EMS Tax Assessment Roll are available for inspection at the office of the County Coordinator in the Levy County Courthouse located at 355 South Court Street, Bronson, Florida.

The tax will be collected on the ad valorem tax bill to be mailed in November 2016, as authorized by section 197.3632, Florida Statutes. Failure to pay the tax will cause a tax certificate to be issued against the property which may result in a loss of title. The assessments imposed against government leasehold property shall be collected by a separate bill to be sent by the County.

If you have any questions, please contact the County Coordinator's Office at (352) 486-5218, Monday through Friday between 8:30 a.m. and 5:00 p.m.

Levy County  
FLORIDA



COUNTY COMMISSION  
LEVY COUNTY, FLORIDA

To Be Published by August 23, 2016

**NOTICE OF HEARING TO IMPOSE AND  
PROVIDE FOR COLLECTION OF  
EMS TAX ASSESSMENT**

Notice is hereby given that the County Commission of Levy County will conduct a public hearing to consider the imposition of an annual emergency medical services tax assessment for the provision of emergency medical services within the unincorporated and all incorporated areas of Levy County pursuant to section 125.271, Florida Statutes, and to collect said tax assessment on the same bill as ad valorem taxes.

The hearing will be held at 6:00 p.m. on September 13, 2016, in the County Commission meeting room in the Levy County Courthouse, 355 South Court Street, Bronson, Florida, for the purpose of receiving public comment on the proposed assessments. All affected property owners have a right to appear at the hearing and to file written objections with the County Commission within 20 days of this notice. If a person decides to appeal any decision made by the County Commission with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the County Clerk's Office at (352) 486-5266, at least two (2) days prior to the date of the hearing. Hearing impaired persons can access the foregoing telephone number by contacting the Florida Relay Service at 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD).

The tax for each parcel of property will be based upon each parcel's classification and the total number of billing units on the parcel. The following table reflects the proposed EMS Tax Assessment rates to be levied for the Fiscal Year beginning October 1, 2016, and each year thereafter.

## **EMS TAX ASSESSMENT RATES FOR FY 2016-2017**

<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>
<b>Residential</b>	<b>\$119.00</b>
<b>Non-Residential Property Use Categories</b>	<b>Rate Per Square Foot</b>
<b>Commercial</b>	<b>\$0.07</b>
<b>Institutional</b>	<b>\$0.19</b>
<b>Industrial/Warehouse</b>	<b>\$0.01</b>

Copies of the EMS Tax Assessment Apportionment and Collection Ordinance, the Amended and Restated EMS Tax Assessment Initial Rate Resolution, the Amended and Restated Final EMS Tax Assessment Rate Resolution, the Preliminary Rate Resolution and the preliminary EMS Tax Assessment Roll are available for inspection at the office of the County Coordinator in the Levy County Courthouse located at 355 South Court Street, Bronson, Florida.

The tax will be collected on the ad valorem tax bill to be mailed in November 2016, as authorized by section 197.3632, Florida Statutes. Failure to pay the tax will cause a tax certificate to be issued against the property which may result in a loss of title. The assessments imposed against government leasehold property shall be collected by a separate bill to be sent by the County.

If you have any questions, please contact the County Coordinator's Office at (352) 486-5218, Monday through Friday between 8:30 a.m. and 5:00 p.m.



**Levy County Board of County Commissioners**

**Agenda Item Summary**

1. **NAME/ORGANIZATION/TELEPHONE:**  
Fred Moody, County Coordinator

2. **MEETING DATE:**  
July 5, 2016

3. **REQUESTED MOTION/ACTION:**

Requesting approval for Preliminary Rate Resolution for Solid Waste Assessments. Resolution No. 2016-036.

4. **Agenda Presentation**

**Time Requested:** \_\_\_\_\_

(Request will be granted if possible)

**ALLOTTED TIME NOT  
MORE THAN 15 MINUTES**

5. **IS THIS ITEM BUDGETED ( IF APPLICABLE ) ? : YES\_ NO\_ IF NO, STATE ACTION REQUIRED**

BUDGET ACTION:

FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: YES \_\_\_ NO \_\_\_      BUDGET OFFICER APPROVAL \_\_\_\_\_ DATE

6. **BACKGROUND: ( WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED )**

Requesting approval for Preliminary Rate Resolution for Solid Waste Assessments. Resolution No. 2016-036.

**ALL SUPPORTING DOCUMENTATION MUST BE ATTACHED**

7. **RECOMMENDED APPROVAL AND DATE ( YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED )**

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
YES ___ NO	YES ___ NO	YES ___ NO	YES ___ NO	YES ___ NO	YES ___ NO

8. **COMMISSION ACTION:**

\_\_\_ APPROVED

\_\_\_ DENIED

\_\_\_ DEFERRED      DATE TO BRING BACK:

\_\_\_ OTHER      SPECIFY:

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**LEVY COUNTY, FLORIDA**

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**PRELIMINARY RATE RESOLUTION  
FOR SOLID WASTE ASSESSMENTS  
RESOLUTION NO. 2016-036**

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**ADOPTED JULY 5, 2016**

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**RESOLUTION NO. 2016-036**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, RELATING TO THE LONG TERM CARE OF THE SOLID WASTE LANDFILLS IN LEVY COUNTY, FLORIDA; DESCRIBING THE METHOD OF ASSESSING SOLID WASTE COSTS AGAINST ASSESSED PROPERTY LOCATED WITHIN LEVY COUNTY FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; AND PROVIDING AN EFFECTIVE DATE.**

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, AS FOLLOWS:**

**SECTION 1. AUTHORITY.** This resolution is adopted pursuant to the provisions of Ordinance No. 2004-03, as codified in Article I, Chapter 78 of the Levy County Code of Ordinances (the "Ordinance"), the Initial Assessment Resolution, as amended (Resolution No. 2007-29), the Final Assessment Resolution (Resolution No. 2007-32), sections 125.01 and 125.66, Florida Statutes, and other applicable provisions of law.

**SECTION 2. PURPOSE AND DEFINITIONS.**

(A) This resolution constitutes the Preliminary Rate Resolution as defined in the Ordinance which initiates the annual process for updating the Assessment Roll and directs the reimposition of Solid Waste Assessments for the Fiscal Year beginning October 1, 2016.

(B) All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance, the Initial Assessment Resolution and the Final Assessment Resolution. Unless the context indicates otherwise, words imparting the

singular number, include the plural number, and vice versa. As used in this resolution, the following words and terms shall have the following meanings unless the context clearly indicates otherwise:

**"Government Leasehold"** means a Tax Parcel of Government Property that is leased to a private entity for proprietary use.

### **SECTION 3. PROVISION AND FUNDING OF SOLID WASTE SERVICES.**

(A) Upon the imposition of Solid Waste Assessments for closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills against Assessed Property located within the County, the County shall provide closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills. The Solid Waste Costs shall be paid from proceeds of the Solid Waste Assessments.

(B) It is hereby ascertained, determined, and declared that each parcel of Assessed Property will be benefited by the County's provision of closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills in an amount not less than the Solid Waste Assessment upon such parcel computed in the manner set forth in this Preliminary Rate Resolution.

**SECTION 4. LEGISLATIVE DETERMINATIONS OF SPECIAL BENEFIT AND FAIR APPORTIONMENT.** The legislative determinations of special benefit and fair apportionment embodied in the Ordinance, the Initial Assessment Resolution, as amended and the Final Assessment Resolution are affirmed and incorporated herein by reference. Further, said legislative determinations are hereby supplemented with the following:

Although a parcel's fee may be under government ownership, Government Leaseholds do not serve the same public purpose nor provide a public benefit sufficient to entitle Government Leasehold property to an exemption from the Solid Waste Assessment. Additionally, exempting Government Leaseholds from the Solid Waste Assessment could put the private lessees at a competitive advantage over other private entities engaging in the same proprietary venture. Accordingly, Government Leaseholds shall not be considered Government Property for the purposes of the Solid Waste Assessment and shall not be afforded an exemption from the Solid Waste Assessment that is granted to other Governmental Property.

**SECTION 5. ESTABLISHMENT OF ANNUAL SOLID WASTE ASSESSMENT RATE AND ASSESSMENT ROLL.**

(A) For the Fiscal Year beginning October 1, 2016, for which Solid Waste Assessments for closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills are reimposed, the Solid Waste Cost of \$511,150.00 shall be allocated among all parcels of Assessed Property, based upon each parcel's classification as Improved Property. A rate of assessment equal to \$25.00 for each Tax Parcel of Improved Property for closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills is hereby approved for Fiscal Year 2016-17.

(B) No Solid Waste Assessment shall be imposed upon a parcel of Government Property or upon a Tax Parcel of Institutional Property that is wholly exempt from ad valorem taxation under Florida law. The exemption provided herein for

Government Property does not include Government Leaseholds.

(C) The County Coordinator is hereby directed to prepare, or cause to be prepared, an updated Assessment Roll for the Fiscal Year beginning October 1, 2016 in the manner provided in the Ordinance. Such updated Assessment Roll shall contain the following: (1) a summary description of all Assessed Property within the County conforming to the description contained on the Tax Roll, (2) the name and address of the owner of record of each parcel as shown on the Tax Roll, and (3) the amount of the initial Solid Waste Assessment for closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills.

(D) A copy of this Preliminary Rate Resolution, the Ordinance, the Initial Assessment Resolution, the Final Assessment Resolution and the updated Assessment Roll is maintained on file in the office of the County Coordinator and open to public inspection. The foregoing shall not be construed to require that the updated Assessment Roll be in printed form if the amount of the Solid Waste Assessment for each parcel of property can be determined by use of a computer terminal available to the public.

(E) It is hereby ascertained, determined, and declared that the foregoing method of determining the Solid Waste Assessments for closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills is a fair and reasonable method of apportioning the Solid Waste Cost among parcels of Assessed Property.

**SECTION 6. AUTHORIZATION OF PUBLIC HEARING.** There is hereby established a public hearing to be held at 6:00 p.m. on September 13, 2016, in the County Commission meeting room in the Levy County Courthouse, 355 South Court Street, Bronson, Florida, for the purpose of (A) receiving and considering any comments on the Solid Waste Assessment for closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills from affected property owners and (B) authorizing the reimposition of such Solid Waste Assessment for closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills for the Fiscal Year beginning October 1, 2016, and collecting such assessments on the same bill as ad valorem taxes.

**SECTION 7. NOTICE BY PUBLICATION.** The County Coordinator shall publish a notice of the public hearing authorized in Section 6 hereof, as required by Section 78-10 of the Ordinance, in substantially the form attached hereto as Appendix A. Such notice shall be published not later than August 23, 2016, in a newspaper generally circulated in Levy County.

**SECTION 8. NOTICE BY MAIL.** Pursuant to section 200.069(10)(a), Florida Statutes, and with agreement of the Property Appraiser, the Board elects to combine notice of the public hearing authorized by Section 6 hereof with the truth-in-millage notification required pursuant to section 200.069, Florida Statutes. Such mailed notice shall be in the form required by section 200.069(10)(a), Florida Statutes, and consistent with the Uniform Assessment Collection Act and the Ordinance for the purpose of imposing Solid Waste Assessments for the Fiscal Year beginning October 1, 2016. All first class mailed notices must be mailed no later than August 23, 2016.

**SECTION 9. METHOD OF COLLECTION.** It is hereby declared that the Solid Waste Assessments shall be collected and enforced pursuant to the Uniform Assessment Collection Act as provided in Section 78-21 of the Ordinance for the Fiscal Year beginning October 1, 2016; provided, however, that any Solid Waste Assessments that are imposed against Government Leaseholds shall be collected pursuant to the procedure provided in Section 78-23 of the Ordinance.

**SECTION 10. EFFECTIVE DATE.** This Preliminary Rate Resolution shall take effect immediately upon its passage and adoption.

**PASSED, ADOPTED AND APPROVED THIS 5TH DAY OF JULY, 2016.**

**BOARD OF COUNTY COMMISSIONERS OF  
LEVY COUNTY, FLORIDA**

(SEAL)

By: \_\_\_\_\_  
John Meeks, Chairman

By: \_\_\_\_\_  
Danny J. Shipp, County Clerk

APPROVED AS TO FORM AND CONTENT:

By: \_\_\_\_\_  
Anne Bast Brown, County Attorney

**APPENDIX A**  
**FORM OF NOTICE TO BE PUBLISHED**

## **APPENDIX A**

### **FORM OF NOTICE TO BE PUBLISHED**

To Be Published by August 23, 2016

#### **NOTICE OF HEARING TO REIMPOSE AND PROVIDE FOR COLLECTION OF SOLID WASTE SPECIAL ASSESSMENTS**

The form and content of this notice is required by state law. Notice is hereby given that the Board of County Commissioners of Levy County, Florida, will conduct a public hearing to consider reimposing solid waste non-ad valorem special assessments against improved properties located within the County for the Fiscal Year commencing October 1, 2016, and future fiscal years, to fund the cost of closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills as provided to such properties and to authorize collection of such assessments on the tax bill.

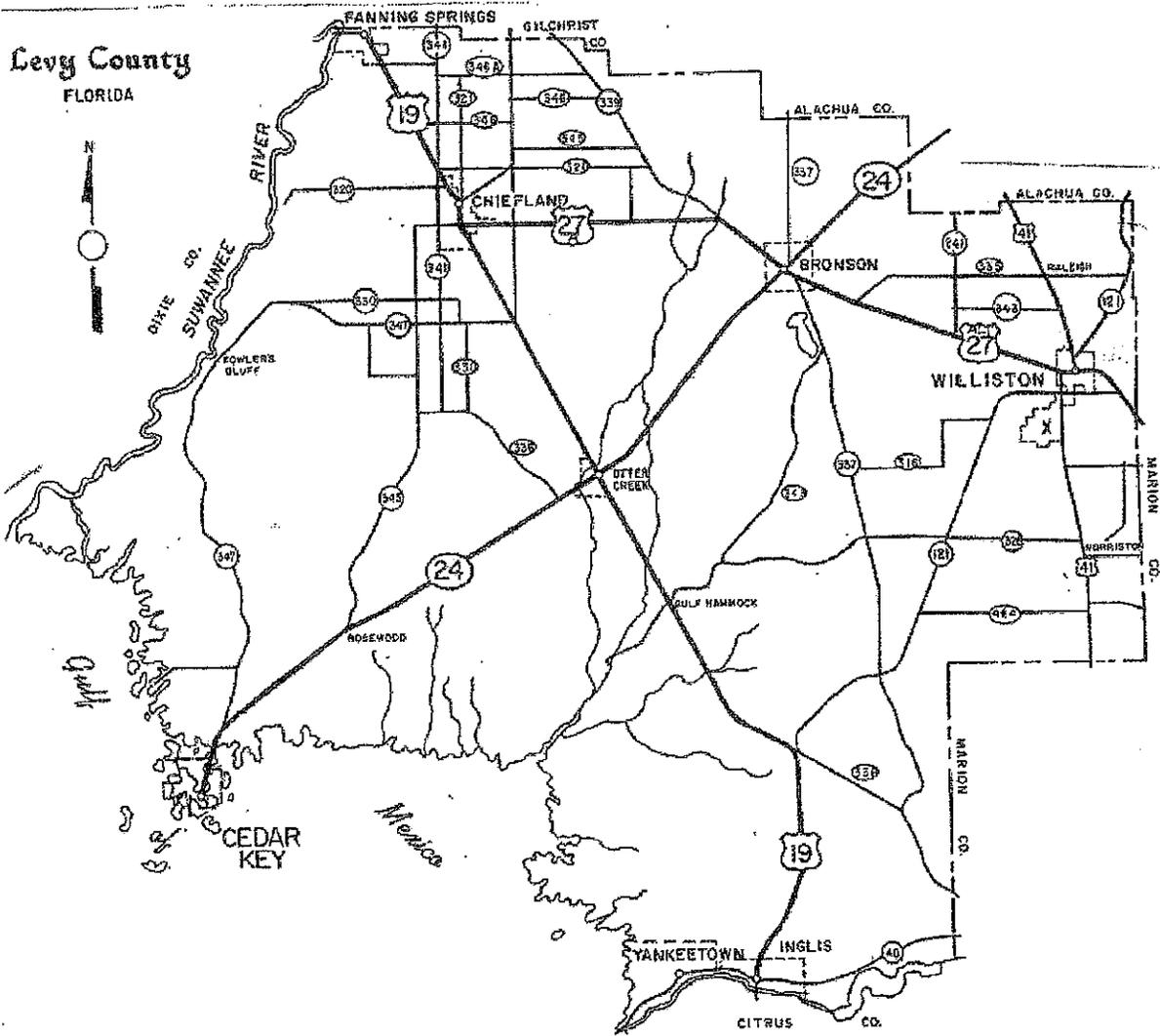
The public hearing will be held at 6:00 p.m. on September 13, 2016, in the County Commission meeting room in the Levy County Courthouse, 355 South Court Street, Bronson, Florida, for the purpose of receiving public comment on the proposed assessments. All affected property owners have a right to appear at the hearing and to file written objections with the Board within 20 calendar days of the date of this notice. If a person decides to appeal any decision made by the Board with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the County Clerk's Office at (352) 486-5266, at least seven (7) days prior to the date of the hearing. Hearing impaired persons can access the foregoing telephone number by contacting the Florida Relay Service at 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD).

The assessments will be computed by applying the rate of assessment to each parcel of improved property in the County. The rate of assessment for the fiscal year

commencing October 1, 2016 and for future fiscal years shall be \$25.00 per Tax Parcel. Copies of the Master Service Assessment Ordinance (Ordinance No. 2004-03), the Initial Assessment Resolution (Resolution No. 2007-29), the Final Assessment Resolution (Resolution No. 2007-32), the Preliminary Rate Resolution initiating the annual process of updating the Assessment Roll and reimposing the Solid Waste Assessments, and the updated Assessment Roll for the upcoming fiscal year are available for inspection at the Office of the County Coordinator in the Levy County Courthouse located at 355 South Court Street, Bronson, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2016, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title. The assessments imposed against government leasehold property shall be collected by a separate bill to be sent by the County.

If you have any questions, please contact the County Coordinator's Office at (352) 486-5218, Monday through Friday between 8:30 a.m. and 5:00 p.m.



BOARD OF COUNTY COMMISSIONERS  
 LEVY COUNTY, FLORIDA

**APPENDIX A**

**FORM OF NOTICE TO BE PUBLISHED**

## **APPENDIX A**

### **FORM OF NOTICE TO BE PUBLISHED**

To Be Published by August 23, 2016

#### **NOTICE OF HEARING TO REIMPOSE AND PROVIDE FOR COLLECTION OF SOLID WASTE SPECIAL ASSESSMENTS**

The form and content of this notice is required by state law. Notice is hereby given that the Board of County Commissioners of Levy County, Florida, will conduct a public hearing to consider reimposing solid waste non-ad valorem special assessments against improved properties located within the County for the Fiscal Year commencing October 1, 2016, and future fiscal years, to fund the cost of closure, long term care, monitoring and associated services, facilities, and programs for the County Landfills as provided to such properties and to authorize collection of such assessments on the tax bill.

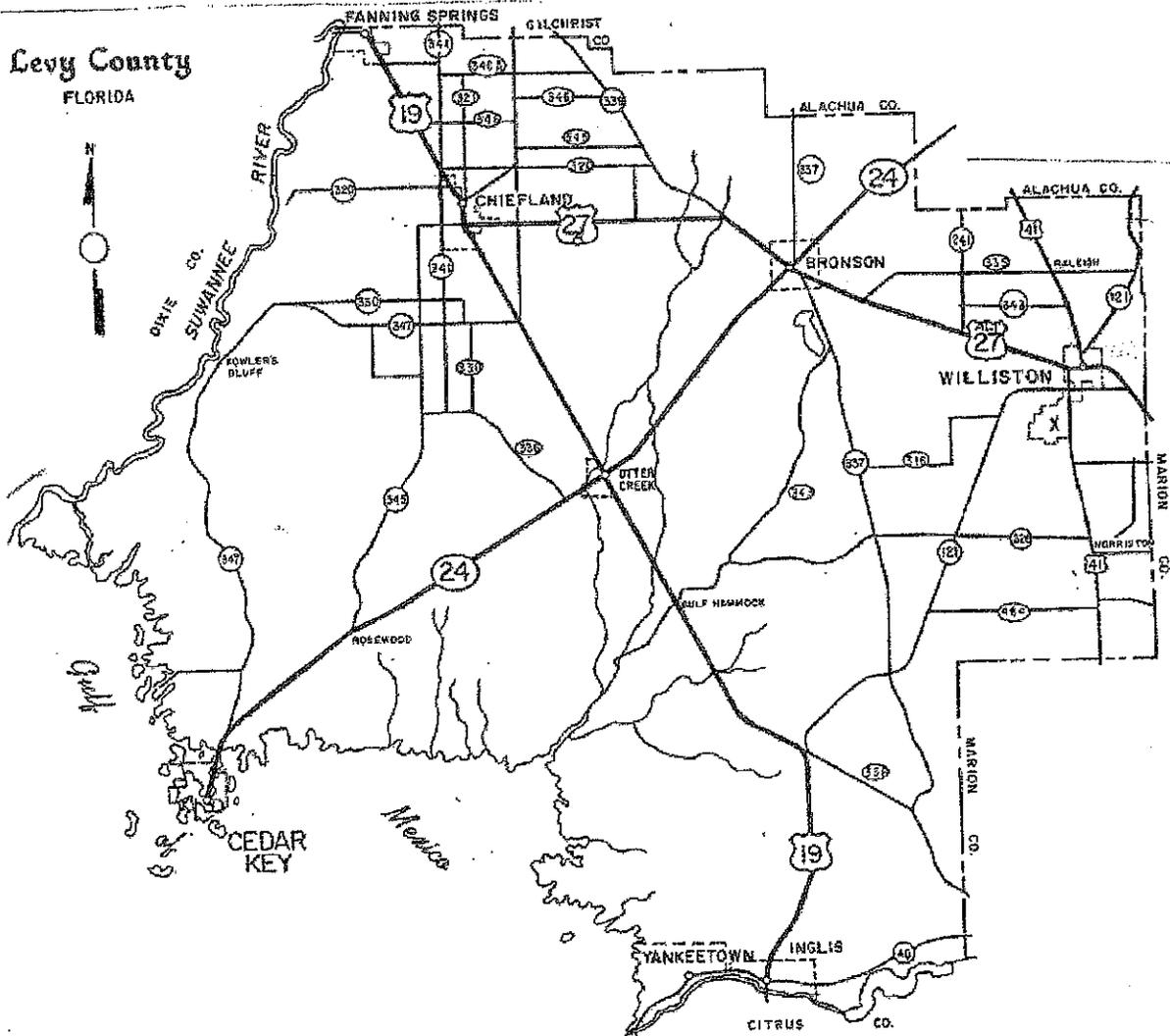
The public hearing will be held at 6:00 p.m. on September 13, 2016, in the County Commission meeting room in the Levy County Courthouse, 355 South Court Street, Bronson, Florida, for the purpose of receiving public comment on the proposed assessments. All affected property owners have a right to appear at the hearing and to file written objections with the Board within 20 calendar days of the date of this notice. If a person decides to appeal any decision made by the Board with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the County Clerk's Office at (352) 486-5266, at least seven (7) days prior to the date of the hearing. Hearing impaired persons can access the foregoing telephone number by contacting the Florida Relay Service at 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD).

The assessments will be computed by applying the rate of assessment to each parcel of improved property in the County. The rate of assessment for the fiscal year

commencing October 1, 2016 and for future fiscal years shall be \$25.00 per Tax Parcel. Copies of the Master Service Assessment Ordinance (Ordinance No. 2004-03), the Initial Assessment Resolution (Resolution No. 2007-29), the Final Assessment Resolution (Resolution No. 2007-32), the Preliminary Rate Resolution initiating the annual process of updating the Assessment Roll and reimposing the Solid Waste Assessments, and the updated Assessment Roll for the upcoming fiscal year are available for inspection at the Office of the County Coordinator in the Levy County Courthouse located at 355 South Court Street, Bronson, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2016, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title. The assessments imposed against government leasehold property shall be collected by a separate bill to be sent by the County.

If you have any questions, please contact the County Coordinator's Office at (352) 486-5218, Monday through Friday between 8:30 a.m. and 5:00 p.m.



BOARD OF COUNTY COMMISSIONERS  
 LEVY COUNTY, FLORIDA

**Levy County Board of County Commissioners**

**Agenda Item Summary**

1. **NAME/ORGANIZATION/TELEPHONE:**  
Fred Moody, County Coordinator

2. **MEETING DATE:**  
July 5, 2016

3. **REQUESTED MOTION/ACTION:**

Requesting approval for Preliminary Rate Resolution for Fire Protection Services. Resolution No. 2016-034.

4. **Agenda Presentation**

**Time Requested:** \_\_\_\_\_

(Request will be granted if possible)

**ALLOTTED TIME NOT  
MORE THAN 15 MINUTES**

5. **IS THIS ITEM BUDGETED ( IF APPLICABLE ) ? : YES \_\_\_ NO \_\_\_ IF NO, STATE ACTION REQUIRED**

BUDGET ACTION:

FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: YES \_\_\_ NO \_\_\_      BUDGET OFFICER APPROVAL \_\_\_\_\_ DATE

6. **BACKGROUND: ( WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED )**

Requesting approval for Preliminary Rate Resolution for Fire Protection Services. Resolution No. 2016-034.

**ALL SUPPORTING DOCUMENTATION MUST BE ATTACHED**

7. **RECOMMENDED APPROVAL AND DATE ( YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED )**

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
YES ___ NO	YES ___ NO	YES ___ NO	YES ___ NO	YES ___ NO	YES ___ NO

8. **COMMISSION ACTION:**

\_\_\_ APPROVED

\_\_\_ DENIED

\_\_\_ DEFERRED      DATE TO BRING BACK:

\_\_\_ OTHER      SPECIFY:

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**LEVY COUNTY BOARD OF COUNTY COMMISSIONERS**

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**PRELIMINARY RATE RESOLUTION  
FOR FIRE PROTECTION SERVICES  
RESOLUTION NO. 2016-034**

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**ADOPTED JULY 5, 2016**

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**RESOLUTION NO. 2016-034**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, RELATING TO THE PROVISION OF FIRE PROTECTION SERVICES, FACILITIES AND PROGRAMS IN THE LEVY COUNTY MUNICIPAL SERVICE BENEFIT UNIT FOR FIRE PROTECTION SERVICES, WHICH INCLUDES THE UNINCORPORATED AREAS OF THE COUNTY; PROVIDING AUTHORITY, PURPOSE AND DEFINITIONS, AND CERTAIN LEGISLATIVE FINDINGS; ESTABLISHING THE COST APPORTIONMENT AND PARCEL APPORTIONMENT; ESTABLISHING THE ESTIMATED RATE FOR FIRE PROTECTION ASSESSMENTS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2016; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; PROVIDING A VACANCY ADJUSTMENT; AND PROVIDING AN EFFECTIVE DATE.**

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA:**

**SECTION 1. AUTHORITY.** This resolution is adopted pursuant to the provisions of Ordinance No. 2004-03, as codified in Article I, Chapter 78 of the Levy County Code of Ordinances (the "Ordinance"), Resolution No. 2012-48 (the "Initial Assessment Resolution"), Resolution No. 2012-54 (the "Final Assessment Resolution"), Article VIII, section 1, Florida Constitution, sections 125.01 and 125.66, Florida Statutes, and other applicable provisions of law.

**SECTION 2. PURPOSE AND DEFINITIONS.**

(A) This resolution constitutes the Preliminary Rate Resolution as defined in the Ordinance. It initiates the annual process for updating the Assessment Roll, and directs the reimposition of Fire Protection Assessments for the Fiscal Year beginning October 1, 2016.

(B) All capitalized words and terms not otherwise defined herein shall have the meanings set forth in the Ordinance, the Initial Assessment Resolution, and the Final Assessment Resolution. Unless the context indicates otherwise, words imparting the singular number include the plural number, and vice versa.

**SECTION 3. LEVY COUNTY MUNICIPAL SERVICE BENEFIT UNIT FOR FIRE PROTECTION SERVICES.**

(A) The Town of Yankeetown timely notified the County of its intent to no longer participate in the Levy County Municipal Service Benefit Unit for Fire Protection Services. Accordingly, the Levy County Municipal Service Benefit Unit for Fire Protection Services is hereby determined to only include the entire unincorporated area of the County and not the incorporated limits of the Town of Yankeetown.

(B) The Levy County Municipal Service Benefit Unit for Fire Protection Services was created to fund the provision of fire protection services, facilities and programs, which services, facilities and programs provide a special benefit to all Assessed Property within the Levy County Municipal Service Benefit Unit for Fire Protection Services.

**SECTION 4. PROVISION AND FUNDING OF FIRE PROTECTION SERVICES.**

(A) Upon the reimposition of a Fire Protection Assessment for fire protection services, facilities, or programs against Assessed Property located within the Levy County Municipal Service Benefit Unit for Fire Protection Services, the County shall provide fire protection services to such Assessed Property. All or a portion of the cost to provide such fire protection services, facilities, or programs shall be funded from proceeds of the Fire Protection Assessments. The remaining cost, if any, required to provide fire protection services, facilities, and programs shall be funded by available County revenues other than Fire Protection Assessment proceeds.

(B) It is hereby ascertained, determined, and declared that each parcel of Assessed Property located within the Levy County Municipal Service Benefit Unit for Fire Protection Services will be benefitted by the County's provision of fire protection services, facilities, and programs in an amount not less than the Fire Protection Assessment imposed against such parcel, computed in the manner set forth herein.

**SECTION 5. IMPOSITION AND COMPUTATION OF FIRE PROTECTION ASSESSMENTS.** Fire Protection Assessments shall be imposed against all Tax Parcels within the Property Use Categories. Fire Protection Assessments shall be computed in the manner set forth in this Preliminary Rate Resolution.

**SECTION 6. LEGISLATIVE DETERMINATIONS OF SPECIAL BENEFIT AND FAIR APPORTIONMENT.** The legislative determinations of special benefit and fair apportionment embodied in the Ordinance, the Initial Assessment Resolution, and the Final Assessment Resolution are affirmed and incorporated herein by reference.

**SECTION 7. COST APPORTIONMENT METHODOLOGY.** The Cost Apportionment embodied in Section 7 of the Initial Assessment Resolution is affirmed and incorporated herein by reference.

**SECTION 8. PARCEL APPORTIONMENT METHODOLOGY.** The Parcel Apportionment embodied in Section 8 and Appendix C of the Initial Assessment Resolution is affirmed and incorporated herein by reference.

**SECTION 9. DETERMINATION OF FIRE PROTECTION ASSESSED COSTS;  
ESTABLISHMENT OF PRELIMINARY FIRE PROTECTION ASSESSMENTS.**

(A) The Fire Protection Assessed Costs to be assessed and apportioned among benefitted parcels pursuant to the Cost Apportionment and the Parcel Apportionment for the Fiscal Year commencing October 1, 2016, is \$1,885,000.00.

(B) The estimated Fire Protection Assessments to be assessed and apportioned among benefitted parcels pursuant to the Cost Apportionment and Parcel Apportionment to generate the estimated Fire Protection Assessed Cost for the Fiscal Year commencing October 1, 2016, are hereby established as follows for the purpose of this Preliminary Rate Resolution:

**FIRE PROTECTION ASSESSMENTS**

<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>
Residential	\$90.00
<b>Non-Residential Property Use Categories</b>	<b>Rate Per Square Foot</b>
Commercial	\$0.27
Industrial/Warehouse	\$0.04
Institutional	\$0.30
<b>Land Property Use Categories</b>	<b>Rate Per Parcel/Acre</b>
Ag/Vac ≤160	\$7.00
Ag/Vac >160	\$0.02

(C) No Fire Protection Assessment shall be imposed upon a parcel of Government Property or upon a Building designated as Institutional Property whose Building use is wholly exempt from ad valorem taxation under Florida law. This exemption from the Fire Protection Assessment shall not apply to Government Leaseholds or to Government Property that is owned by federal mortgage entities, such as the VA and HUD.

(D) Any shortfall in the expected Fire Protection proceeds due to any reduction or exemption from payment of the Fire Protection Assessments required by law or authorized

by the Board shall be supplemented by any legally available funds, or combination of such funds, and shall not be paid for by proceeds or funds derived from the Fire Protection Assessments. In the event a court of competent jurisdiction determines any exemption or reduction by the Board is improper or otherwise adversely affects the validity of the Fire Protection Assessment imposed for this Fiscal Year, the sole and exclusive remedy shall be the imposition of a Fire Protection Assessment upon each affected Tax Parcel in the amount of the Fire Protection Assessment that would have been otherwise imposed save for such reduction or exemption afforded to such Tax Parcel by the Board.

(E) The approval of the Estimated Fire Protection Assessment Rate Schedule by the adoption of this Preliminary Rate Resolution determines the amount of the Fire Protection Assessed Costs. The remainder of such Fiscal Year budget for fire protection services, facilities, and programs shall be funded from available County revenue other than Fire Protection Assessment proceeds.

(F) The estimated Fire Protection Assessments established in this Preliminary Rate Resolution shall be the estimated assessment rates applied by the County Coordinator in the preparation of the updated Fire Protection Assessment Roll for the Fiscal Year commencing October 1, 2016.

#### **SECTION 10. FIRE PROTECTION ASSESSMENT ROLL.**

(A) The County Coordinator is hereby directed to prepare, or cause to be prepared, an updated Fire Protection Assessment Roll for the Fiscal Year commencing October 1, 2016, in the manner provided in the Ordinance. The updated Fire Protection Assessment Roll shall include all Tax Parcels within the Property Use Categories. The County Coordinator shall apportion the estimated Fire Protection Assessed Cost to be

recovered through Fire Protection Assessments in the manner set forth in this Preliminary Rate Resolution.

(B) A copy of the Ordinance, the Initial Assessment Resolution, the Final Assessment Resolution, this Preliminary Rate Resolution, documentation related to the estimated amount of the Fire Protection Assessed Cost to be recovered through the imposition of Fire Protection Assessments, and the updated Fire Protection Assessment Roll shall be maintained on file in the office of the County Coordinator and open to public inspection. The foregoing shall not be construed to require that the updated Fire Protection Assessment Roll be in printed form if the amount of the Fire Protection Assessment for each parcel of property can be determined by the use of a computer terminal available to the public.

(C) It is hereby ascertained, determined, and declared that the method of determining the Fire Protection Assessments for fire protection services as set forth in this Preliminary Rate Resolution is a fair and reasonable method of apportioning the Fire Protection Assessed Cost among parcels of Assessed Property located within the Levy County Municipal Service Benefit Unit for Fire Protection Services.

#### **SECTION 11. VACANCY ADJUSTMENT.**

(A) As a consequence of the transient use and potential for significant numbers of vacancies within Mobile Home Parks and Recreational Vehicle Parks, as compared to other Residential Property and Commercial Property, respectively, and the potential sustained lack of demand for fire protection services for unoccupied spaces, each Owner of Mobile Home Park and Recreational Vehicle Park property shall be afforded the opportunity to demonstrate, in the manner described below, the vacancy rate in space occupancy within such property and receive a vacancy adjustment to the Fire Protection

Assessments imposed upon such property.

(B) Notwithstanding any language to the contrary herein, vacant spaces in Mobile Home Park property shall not be considered Residential Property and shall not be subject to the Fire Protection Assessments. Similarly, vacant spaces within Recreational Vehicle Park property shall not be considered Commercial Property and shall not be subject to the Fire Protection Assessments.

(C) Vacant spaces shall be those determined by the County Coordinator based on evidence of a vacancy rate provided by the Owner on or before June 1 of each year. The vacancy rate shall be defined as the percentage of available spaces within a Mobile Home Park or Recreational Vehicle Park that were vacant between January 1 through and including December 31 of the calendar year preceding the applicable deadline for the Owner's submittal of vacancy rate evidence for each year and shall be calculated as follows:

Exact Number of Permitted Sites within the park (not including overflow areas)	_____A
Times (x) Days in Reporting Period	(x 365) B
Total Possible Space Nights A x B = C (Example: 100 sites x 365 days = 36,500)	_____C
Actual Space Nights Sum of Number of Actual Occupied Spaces for Each Day in Calendar Year	_____D
Occupancy Percentage D/C = E (Example: 12,500/36,500 = 34.2%)	_____E
Vacancy Rate Subtract E from 100% (Example: 100% - 34.2% = 65.8%)	_____F

The Owner shall certify by affidavit to the County, on a form provided by the County Coordinator, the vacancy rate for the respective time period; such certification shall be

subject to verification and audit. At a minimum, such affidavit shall conclusively identify and affirm (1) the tax parcel, (2) the number of spaces and type of improvements in the Mobile Home Park or Recreational Vehicle Park, and (3) the vacancy rate.

(D) Any shortfall in the expected Fire Protection Assessment proceeds due to any adjustment for vacancy shall be supplemented by any legally available funds and shall not be paid for by proceeds or funds derived from Fire Protection Assessments.

**SECTION 12. AUTHORIZATION OF PUBLIC HEARING.** There is hereby established a public hearing to be held at 6:00 p.m. on September 13, 2016, in the County Commission meeting room in the Levy County Courthouse, 355 South Court Street, Bronson, Florida, at which time the Board will receive and consider any comments on the Fire Protection Assessments from the public and affected property owners and consider reimposing Fire Protection Assessments and collecting such assessments on the same bill as ad valorem taxes.

**SECTION 13. NOTICE BY PUBLICATION.** The County Coordinator shall publish a notice of the public hearing authorized by Section 12 hereof in the manner and time provided in Section 78-10 of the Ordinance. The notice shall be published no later than August 23, 2016, in substantially the form attached hereto as Appendix A.

**SECTION 14. NOTICE BY MAIL.** Pursuant to section 200.069(10)(a), Florida Statutes, and with agreement of the Property Appraiser, the Board elects to combine notice of the public hearing authorized by Section 12 hereof with the truth-in-millage notification required pursuant to section 200.069, Florida Statutes. Such mailed notice shall be in the form required by section 200.069(10)(a), Florida Statutes, and consistent with the Uniform Assessment Collection Act and the Ordinance for the purpose of imposing Fire Protection Assessments for the Fiscal Year beginning October 1, 2016. All first class mailed notices

must be mailed no later than August 23, 2016.

**SECTION 15. METHOD OF COLLECTION.** It is hereby declared that the Fire Protection Assessments shall be collected and enforced pursuant to the Uniform Assessment Collection Act for the Fiscal Year beginning October 1, 2016; provided, however, that any Fire Protection Assessments that are imposed against Government Leaseholds shall be collected pursuant to the procedure provided in Section 78-23 of the Ordinance.

**SECTION 16. APPLICATION OF ASSESSMENT PROCEEDS.** Proceeds derived by the County from the Fire Protection Assessments shall be used for the provision of fire protection services, facilities, and programs within the Levy County Municipal Service Benefit Unit for Fire Protection Services. In the event there is any fund balance remaining at the end of the Fiscal Year, such balance shall be carried forward and used only to fund fire protection services, facilities, and programs.

**SECTION 17. EFFECTIVE DATE.** This Preliminary Assessment Resolution shall take effect immediately upon its passage and adoption.

**PASSED, ADOPTED AND APPROVED THIS 5TH DAY OF JULY, 2016.**

**BOARD OF COUNTY COMMISSIONERS OF  
LEVY COUNTY, FLORIDA**

(SEAL)

By: \_\_\_\_\_  
John Meeks, Chairman

ATTEST:

By: \_\_\_\_\_  
Danny J. Shipp, County Clerk

APPROVED AS TO FORM AND CONTENT:

By: \_\_\_\_\_  
Anne Bast Brown, County Attorney

**APPENDIX A**

**FORM OF NOTICE TO BE PUBLISHED**

## **APPENDIX A**

### **FORM OF NOTICE TO BE PUBLISHED**

To Be Published by August 23, 2016

#### **NOTICE OF HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF FIRE PROTECTION SPECIAL ASSESSMENTS**

Notice is hereby given that the Board of County Commissioners of Levy County, Florida will conduct a public hearing to consider the continued imposition of annual fire protection special assessments for the provision of fire protection services within the boundaries of the Levy County Municipal Service Benefit Unit for Fire Protection Services, which includes all of the unincorporated areas of the County, and the collection of the fire protection assessment on the tax bill.

The hearing will be held at 6:00 p.m. on September 13, 2016, in the County Commission meeting room of the Levy County Courthouse, 355 South Court Street, Bronson, Florida, for the purpose of receiving public comment on the proposed assessments. All affected property owners have a right to appear at the hearing and to file written objections with the County within 20 days of this notice. If a person decides to appeal any decision made by the Board of County Commissioners with respect to any matter considered at the hearing, such person will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the County Clerk's Office at (352) 486-5266, at least two (2)

days prior to the date of the hearing. Hearing impaired persons can access the foregoing telephone number by contacting the Florida Relay Service at 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD).

The assessment for each parcel of property will be based upon each parcel's classification and the total number of billing units attributed to that parcel. The following table reflects the proposed fire protection assessment schedule.

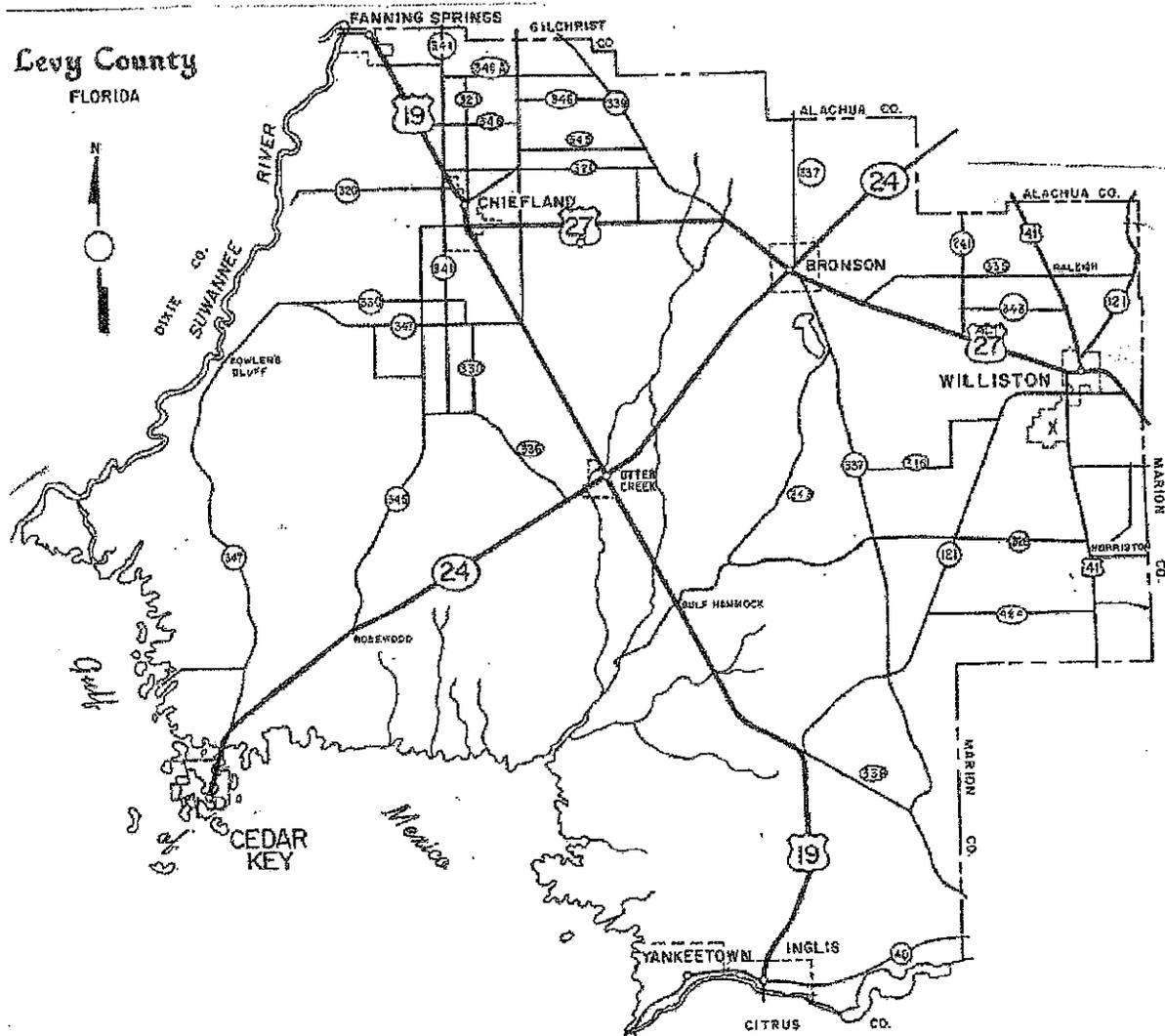
### **FIRE PROTECTION ASSESSMENTS**

<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>
Residential	\$90.00
<b>Non-Residential Property Use Categories</b>	<b>Rate Per Square Foot</b>
Commercial	\$0.27
Industrial/Warehouse	\$0.04
Institutional	\$0.30
<b>Land Property Use Categories</b>	<b>Rate Per Parcel/Acre</b>
Ag/Vac ≤160	\$7.00
Ag/Vac >160	\$0.02

Copies of the Master Service Assessment Ordinance, the Initial Assessment Resolution, the Final Assessment Resolution, the Preliminary Rate Resolution, and the updated Assessment Roll are available for inspection at the Office of the County Coordinator in the Levy County Courthouse located at 355 South Court Street, Bronson, Florida.

The assessments will be collected on the ad valorem tax bill to be mailed in November 2016, as authorized by section 197.3632, Florida Statutes. Failure to pay the assessments will cause a tax certificate to be issued against the property which may result in a loss of title.

If you have any questions, please contact the County Coordinator at (352) 486-5218, Monday through Friday between 8:30 a.m. and 5:00 p.m.



**BOARD OF COUNTY COMMISSIONERS  
LEVY COUNTY, FLORIDA**

**APPENDIX A**

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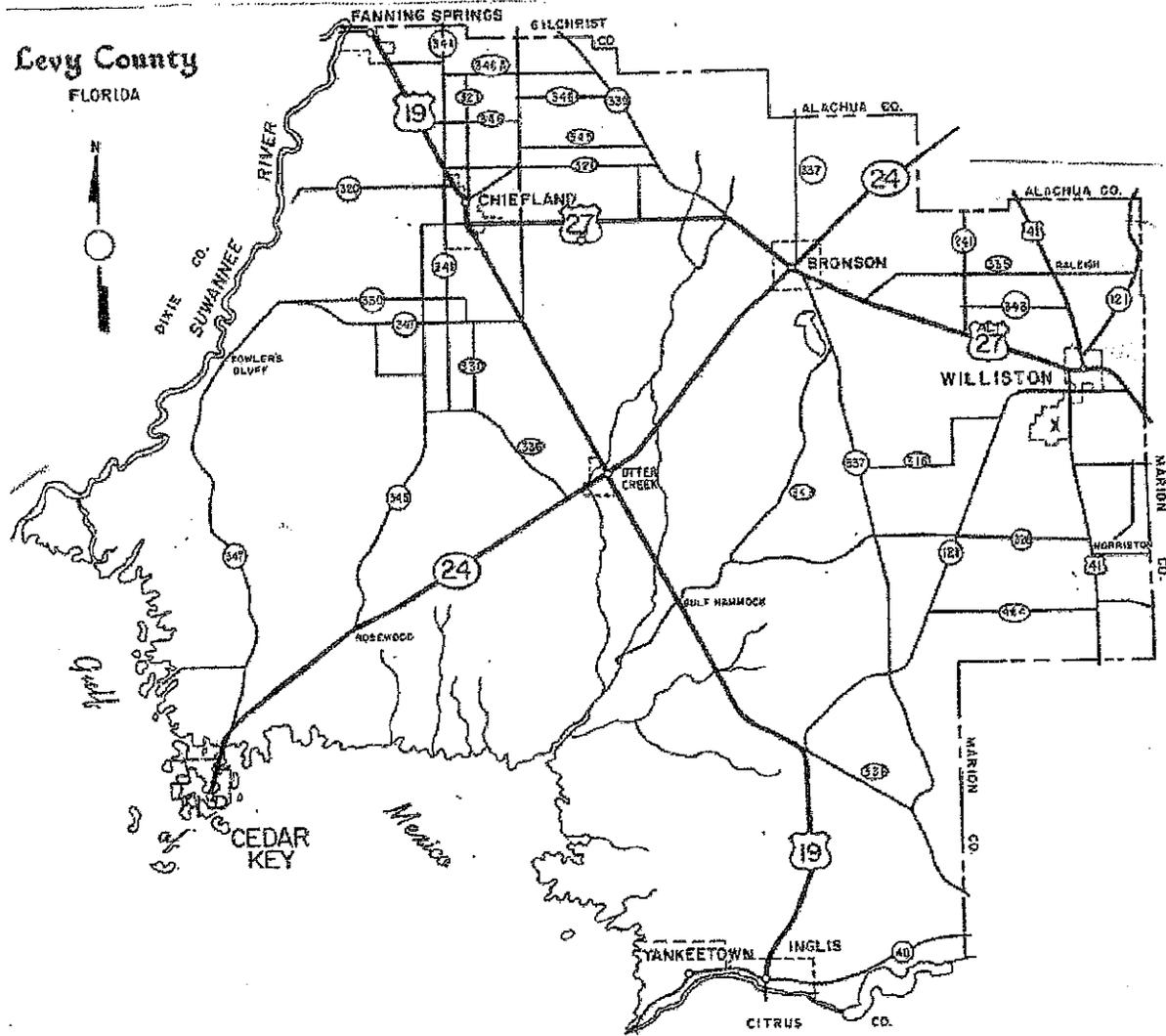
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**BOARD OF COUNTY COMMISSIONERS  
LEVY COUNTY, FLORIDA**

*Levy County Board of County Commissioners*  
*Agenda Item Summary*

1. **NAME/ORGANIZATION/TELEPHONE:**  
Fred Moody, County Coordinator

2. **MEETING DATE:**  
July 5, 2016

3. **REQUESTED MOTION/ACTION:**  
Request date and time for 2016-2017 Budget Workshop.

4. **Agenda Presentation**

*Time Requested:* \_\_\_\_\_

(Request will be granted if possible)

**ALLOTTED TIME NOT  
MORE THAN 15 MINUTES**

5. **IS THIS ITEM BUDGETED ( IF APPLICABLE ) ? : YES\_ No\_ IF No, STATE ACTION REQUIRED**

BUDGET ACTION:

FINANCIAL IMPACT SUMMARY STATEMENT:

DETAILED ANALYSIS ATTACHED?: YES\_\_ No\_\_      BUDGET OFFICER APPROVAL \_\_\_\_\_ DATE

6. **BACKGROUND: ( WHY IS THE ACTION NECESSARY, AND WHAT ACTION WILL BE ACCOMPLISHED )**

Request date and time for 2016-2017 Budget Workshop.

**ALL SUPPORTING DOCUMENTATION MUST BE ATTACHED**

7. **RECOMMENDED APPROVAL AND DATE ( YES & NO BLOCK INDICATE IF APPROVAL IS/IS NOT REQUIRED )**

DEPARTMENT DIRECTOR	OTHER	OTHER	OTHER	COUNTY ATTORNEY	COUNTY COORDINATOR
Yes__ No	YES__ NO	YES__ NO	YES__ NO	YES__ NO	YES__ NO

8. **COMMISSION ACTION:**

APPROVED

DENIED

DEFERRED      DATE TO BRING BACK:

OTHER      SPECIFY: